RIGHT OF WAY AGREEMENT

FORM 428 (2-98)

THIS AGREEMENT, made and entered into by and between the CITY OF NORMAN, OKLAHOMA, a municipal corporation, hereinafter called the Grantor, and OKLAHOMA NATURAL GAS COMPANY, a Division of ONEOK, Inc., an Oklahoma corporation, hereinafter called the Grantee.

WITNESSETH, that said Grantor, for and in consideration of \$1.00 and other valuable considerations, the receipt of which is hereby acknowledged, does hereby grant to said Grantee, its successors and assigns, a permanent easement and right of way to lay, maintain, operate, relay and remove a pipe line, with fittings, tie-overs, cathodic protection equipment and other appurtenant appliances, with the right of ingress and egress to and from the same, over and through certain lands situated in the County of Cleveland, State of Oklahoma, and more particularly identified and described as follows, to-wit:

A 10 foot wide right of way lying in the SW/4 of Section 5, T8N, R2W, I.M., being more particularly described on EXHIBITS "A" and "B" attached hereto and made a part hereof:

THIS RIGHT OF WAY GRANT IS MADE SUBJECT TO THE FOLLOWING:

- That said Grantor is to fully use and enjoy said premises subject to the easement rights hereby granted, but
 Grantor agrees that it will not construct nor permit to be constructed any lakes, ponds, buildings or other
 structures of a permanent nature upon or over said right of way or within ten feet of the pipe line of Grantee
 without the written consent of Grantee.
- That said Grantee hereby covenants to bury its pipe 24-inches below surface of the ground so that the same will not interfere with the cultivation of said premises.
- 3. That the Grantee shall have the right at any time to change the size of its pipe line and to cut, trim and keep clear all trees, brush and other obstructions that may injure, endanger or interfere with the construction, operation, maintenance or removal of said pipe line.
- 4. That the Grantee shall pay all damages to fences, crops, and premises, which may be suffered by reason of laying, relaying, maintaining, operating, or removing said line of pipe. If not mutually agreed upon, the parties may agree to have damages ascertained and determined by three disinterested persons, one thereof to be appointed by the owner of the premises, one by the Grantee, and the third by the two so appointed as aforesaid, and the award of two of such three persons shall be final and conclusive.

This right of way grant contains all of the agreements and stipulations between the Grantor and Grantee with respect to the granting of said easement, and the same shall inure to the benefit of and be binding upon the Grantor and Grantee and their respective heirs, successors and assigns.

IN WITNESS WHEREOF, the undersigned have executed this right of way agreement this _____ day of November, 2012.

	CITY OF NORMAN
1	By: Cindy Rosenthal, Mayor
	Brenda Hall, City Clerk
proved by the City Attorney on the day of	, 2012.
	CITY ATTORNEY
	OKLAHOMA NATURAL GAS
	By: Steve P. Wood. Regional Vice-President

STATE OF OKLAHOMA)	
) ss COUNTY OF CLEVELAND)	
This instrument was acknowledged before me on to Mayor, City of Norman.	the day of, 2012, by Cindy Rosenthal
	NOTARY PUBLIC
My Commission Expires:	
STATE OF Oklahoma,)	
COUNTY OF OKLAHOMA)	
This instrument was acknowledged before me on the Steve P. Wood, Regional Vice-President, Oklahoma	
	NOTARY PUBLIC
My Commission Expires:	_ :
Negotiated by <u>H. Bluejacket</u> Line <u>Norman/CP</u> J.O. <u>021.054.2267.01014</u>	Rods <u>145.64</u> RW# <u>1 of 1</u>

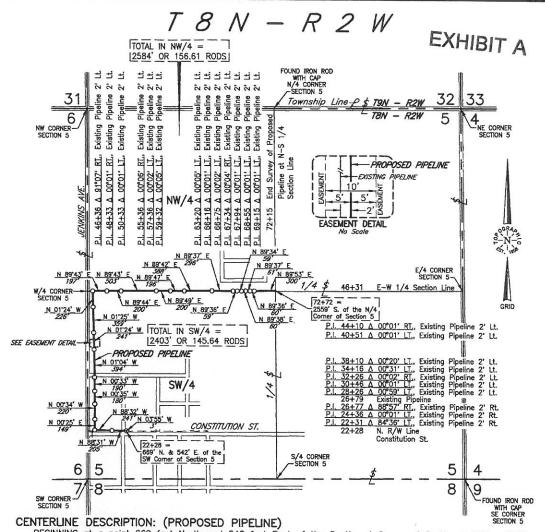
SIONAL

THOMAS L

HOWELL

1433

TLAHOMA



BEGINNING at a point 669 feet North and 542 feet East of the Southwest Corner of Section 5, T8N — R2W, Cleveland County, Oklahoma;

THENCE N 03'55' W, a distance of 3 feet; THENCE N 88'31' W, a distance of 205 feet; THENCE N 88'32'W, a distance of 241 feet; THENCE N 00'25' E, a distance of 149 feet; THENCE N 00'34' W, a distance of 220 feet; THENCE N 00'35' W, a distance of 180 feet; THENCE N 00'33' W, a distance of 190 feet; THENCE N 01'04' W, a distance of 394 feet; THENCE N 01'24' W, a distance of 241 feet; THENCE N 01'25' W, a distance of 359 feet; THENCE N 01'24' W, a distance of 226 feet; THENCE N 89'43' E, a distance of 197 feet; THENCE N 89'44' E, a distance of 200 feet; THENCE N 89'43' E, a distance of 503 feet; THENCE N 89'49' E, a distance of 200 feet; THENCE N 89'47' E. a distance of 196 feet; THENCE N 89'42' E, a distance of 388 feet; THENCE N 89'37' E, a distance of 296 feet; THENCE N 89'36' E, a distance of 59 feet; THENCE N 89'34' E, a distance of 59 feet; THENCE N 89'36' E, a distance of 59 feet; THENCE N 89'36' E, a distance of 59 feet; THENCE N 89'36' E, a distance of 50 feet; THENCE N 89'36' E, a distance of 60 feet; THENCE N 89'37' E, a distance of 60 feet; THENCE N 89'37' E, a distance of 60 feet; THENCE N 89'35' E, a distance of 300 feet to and ending at a point 2559 feet South of the North Quarter Corner of said Section 5.

CLEVELAND COUNTY, OKLAHOMA

PLAT SHOWING PROPOSED PIPELINE IN SECTION 5, T8N -- R2W

SURVEYOR'S CERTIFICATE:

I, Thomas L. Howell, Oklahoma Licensed Professional Land Surveyor, No. 1433, do hereby certify that this plat represents the results of a survey made on—the—ground.

NOTE: Thomas L. Howell, P.L.S. No. 1433

The ties and footages shown on this plat are from lines of occupation from a survey made on—the—ground and/or bearings and distances from the General Land Office Plat of the area shown and may not be the actual property corners. This plat DDES NOT represent a true boundary survey.

				This plat was prepared exclusively for	SCALE:	1" = 1000'	
1	GENERAL REVISION	11-2-12	RKM	OKLAHOMA NATURAL GAS	DATE:	10-3-12	
NO.	REVISION	DATE	BY	OKLAHOMA CITY, OKLAHOMA and may not be relied upon by any other entity without the written consent of Topographic Land Surveyors of Oklahoma.	FILE:	G2267B.DWG	
SURVEY BY: JF 9-21- DRAWN BY: RKM APPROVED BY: TH			CUDICANO AND MADRING THE		DRAWING NUMBER-		
					115052-G2-267-B		
		TH		Certificate of Authorization No. 1293	SHEET	1 OF 1	

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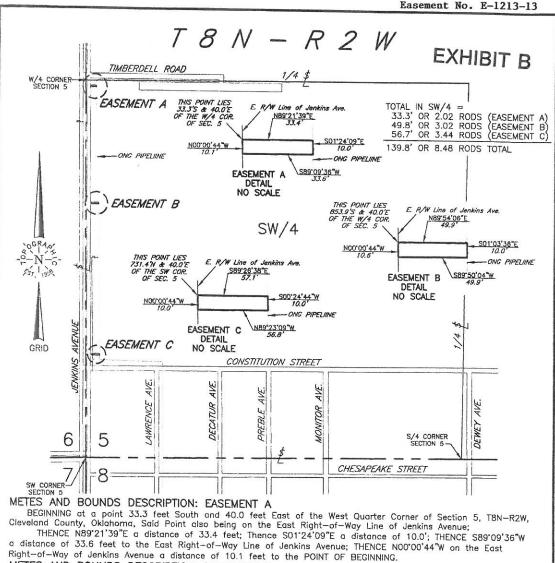
THOMAS L

HOWELL

1433

OKLAHOMA OKLAHOMA

SUR



METES AND BOUNDS DESCRIPTION: EASEMENT B

BEGINNING at a point 853.9 feet South and 40.0 feet East of the West Quarter Corner of Section 5, T8N-R2W, Cleveland County, Oklahoma, Said Point also being on the East Right-of-Way Line of Jenkins Avenue;

THENCE N89°54′06″E a distance of 49.9 feet; Thence S01°03′36″E a distance of 10.0′; THENCE S89°50′04″W

a distance of 49.9 feet to the East Right-of-Way Line of Jenkins Avenue; THENCE N00°00′44″W on the East Right-of-Way of Jenkins Avenue a distance of 10.6 feet to the POINT OF BEGINNING.

METES AND BOUNDS DESCRIPTION: EASEMENT C

BEGINNING at a point 731.4 feet North and 40.0 feet East of the Southwest Corner of Section 5, T8N-R2W, Cleveland County, Oklahoma, Said Point also being on the East Right-of-Way Line of Jenkins Avenue;

THENCE S89°26'38"E a distance of 57.1 feet; Thence S00°24'44"W a distance of 10.0'; THENCE N89°23'09"W a distance of 56.8 feet to the East Right-of-Way Line of Jenkins Avenue; THENCE N00°00'44"W on the East Right-of-Way of Jenkins Avenue a distance of 10.0 feet to the POINT OF BEGINNING

PLAT SHOWING

PROPOSED EASEMENTS IN SECTION 5, T8N-R2W,

SURVEYOR'S CERTIFICATE: CLEVELAND COUNTY, OKLAHOMA

I, Thomas L. Howell, Oklahoma Licensed Professional Land Surveyor, No. 1433, do hereby certify that this plat represents the results of a survey made on-the-ground.

Thoma I. Lowell

Thomas L. Howell, P.L.S. No. 1433

The ties and footages shown on this plat are from lines of occupation from a survey made on—the—ground and/or bearings and distances from the General Land Office Plat of the area shown and may not be the actual property corners. This plat DOES NOT represent a true <u>boundary</u> survey.

_				This plot was prepared exclusively for OKLAHOMA NATURAL GAS	SCALE:	1" =	1000'
					DATE:	10-2	29-12
NO.	REVISION	DATE	BY	OKLAHOMA CITY, OKLAHOMA and may not be relied uson by any other entity without the written consent of Topographic Land Surveyors of Oblahoma.	FILE:	G227	OB.DWG
SURVEY BY: JF 10-23-12		-12	SURVEYING AND MAPPING BY		DRAWING NUMBER-		
DRAWN BY: MK			TOPOGRAPHIC LAND SURVEYORS OF OKLAHOMA	115052-G2-270-B			
APPROVED BY:		TH		Certificate of Authorization No. 1293		1 OF	1