

Parcel No: 2  
Project No:  
J/P No: 26918(04)

**GRANT OF EASEMENT**  
City of Norman

**Know all men by these presents:**

That **Apex Properties, L.L.C.**, for and in consideration of the sum of Ten Dollars and Other Valuable Consideration (\$10.00 and OVC), receipt of which is hereby acknowledged, and for and upon other good and valuable considerations, does hereby grant, bargain, sell and convey unto the City of Norman ("Grantee"), a municipal corporation, a public utility easement and right-of-way over, across, and under the following described real estate and premises situated in the City of Norman, Cleveland County, Oklahoma, the following described land to wit (the "Property"):

**See attached Legal Description for Parcel 2**

With the right of ingress and egress to and from the same, for the purpose of surveying, laying out, constructing, maintaining, and operating a public roadway, drainage structure or utility.

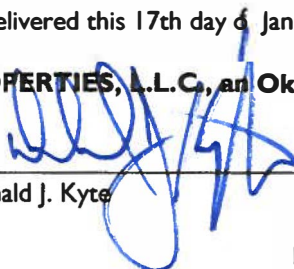
PUBLIC ROADWAY, DRAINAGE AND UTILITIES

Grantee shall use reasonable efforts to minimize damage to any improvements on the Property in the course of exercising grantee's easement rights. If Grantee abandons the easement or fails to commence construction on the public roadway, drainage structure, or utility within 5 years from the date of this Grant of Easement, then the said easement shall revert to the grantor, its successors and/or assigns.

To have and to hold the same unto the said city, its successors, and assigns forever.

Signed and delivered this 17th day of January 2020.

**APEX PROPERTIES, L.L.C.**, an Oklahoma limited liability company, by:

  
\_\_\_\_\_  
Donald J. Kyte

\_\_\_\_\_  
Manager  
Title

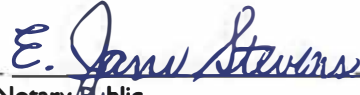
**REPRESENTATIVE ACKNOWLEDGMENT**

STATE OF OKLAHOMA, COUNTY OF OKLAHOMA, SS:

Before me, the undersigned, a Notary Public in and for said County and State, on this 17th day of January 2020, personally appeared Donald J. Kyte, as Manager of Raven Investments, LLC, to me known to be the identical person who executed the foregoing grant of easement and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and seal the day and year last above written.



  
\_\_\_\_\_  
Notary Public  
My Commission Expires May 15, 2022  
Commission Number 14004506

Approved as to form and legality this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
City Attorney

Approved and accepted by the Council of the City of Norman, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk  
SEAL:

Parcel 2.0  
State Job Piece No. 26918(04)  
Apex Properties, LLC  
Proposed Right-of-Way  
36<sup>th</sup> Ave. NW & Franklin Rd.

A strip, piece or parcel of land lying in the NE¼ of Section 10, T9N, R3W in Cleveland County, Oklahoma. Said parcel of land being described by metes and bounds as follows:

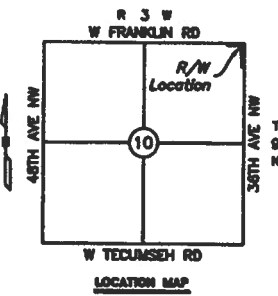
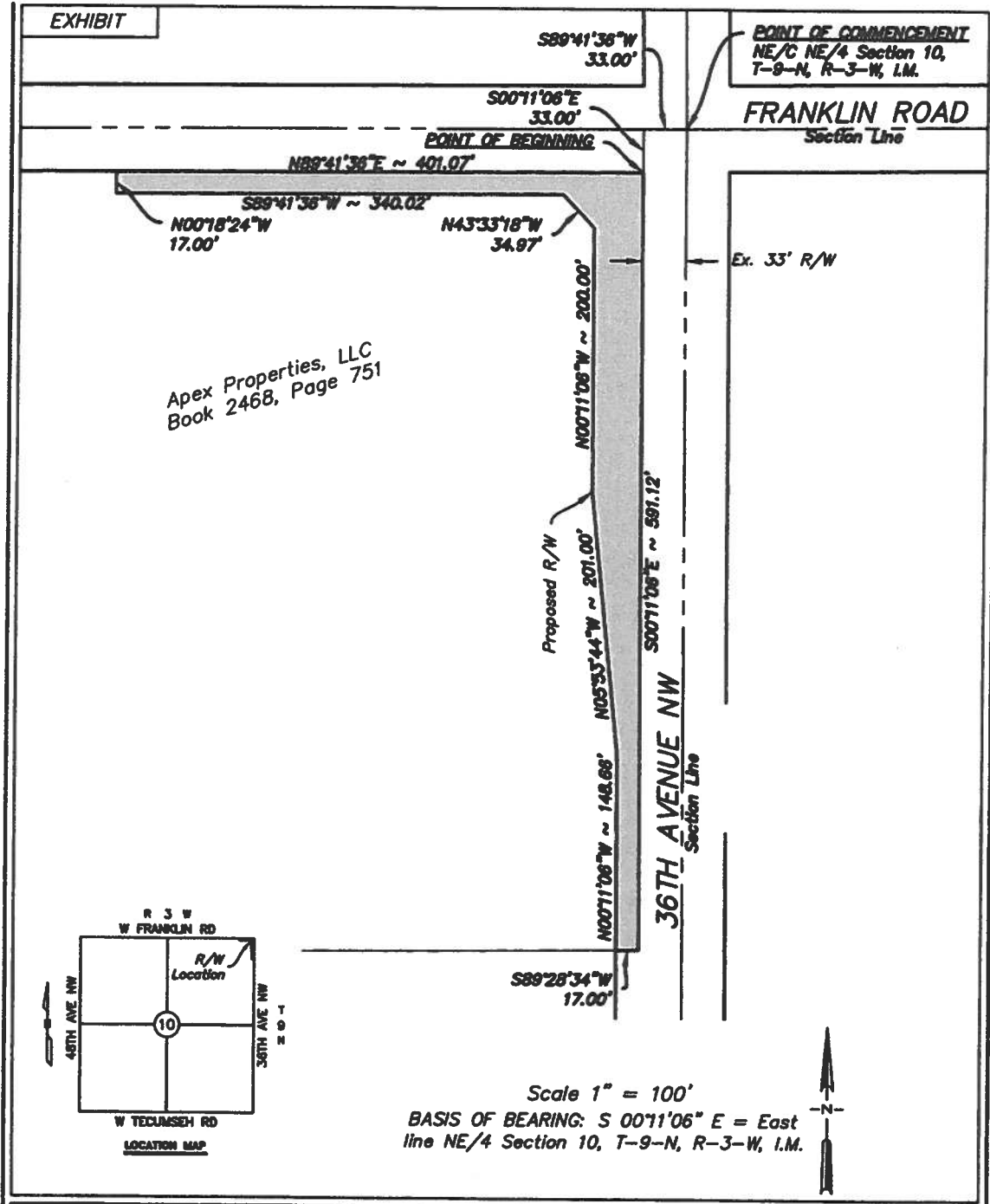
Beginning at the point where the South right-of-way line of Franklin Road intersects the West right-of-way line of 36<sup>th</sup> Avenue NW a distance of 33.00 feet S 89°41'36" W of and 33.00 feet S 00°11'06" E of the NE corner of said NE¼, thence continuing S 00°11'06" E along said West right-of-way line a distance of 591.12 feet to a jog in said West right-of-way line, thence S 89°28'34" W along said jog a distance of 17.00 feet, thence N 00°11'06" W parallel with said West right-of-way line a distance of 148.66 feet, thence N 05°53'44" W a distance of 201.00 feet, thence N 00°11'06" W parallel with said West right-of-way line a distance of 200.00 feet, thence N 43°33'18" W a distance of 34.97 feet, thence S 89°41'36" W parallel with said South right-of-way line a distance of 340.02 feet, thence N 00°18'24" W a distance of 17.00 feet to a point on said South right-of-way line, thence N 89°41'36" E along said South right-of-way line a distance of 401.07 feet to point of beginning.

Containing 0.54 acres, more or less of new right-of-way.

This legal description was prepared under the direct supervision of Kelly J. Henderson, PLS. The Basis of bearing is the East line of the NE¼ having a bearing of S 00°11'16" E.

  
Kelly J. Henderson, PLS 1395

A circular professional seal for Kelly James Henderson, a Professional Land Surveyor in Oklahoma. The seal contains the text 'PROFESSIONAL LAND SURVEYOR', 'KELLY JAMES HENDERSON', 'OKLAHOMA', and 'REG. NO. 1395'. The date '8/17' is handwritten in blue ink on the right side of the seal.



Scale 1" = 100'  
 BASIS OF BEARING: S 00°11'06" E = East  
 line NE/4 Section 10, T-9-N, R-3-W, I.M.

	<b>LEMKE LAND SURVEYING, LLC</b>		Surveyed By: PR/DB	Project: PROPOSED R/W (PARCEL 2.0)	Sheet Number  <b>1</b>  Sheet 1 of 1
	3220 BART CORNER DRIVE, NORMAN, OK 73072 PH: (405) 338-8841 FAX: (405) 338-8840 CA # 9878 <a href="http://www.lemke-ls.com">http://www.lemke-ls.com</a>		Drawn By: CW	STATE JOB PIECE NO. 28918	
			Approved By: K.M	Project Location: PT. NE/4 SECTION 10, T-9-N, R-3-W, I.M.	
	Date: 12/07/2017	CLEVELAND COUNTY, OKLAHOMA	Client: CITY OF NORMAN		
Scale: 1" = 100'	Project No: 13068				