

## EASEMENT

This Agreement made and entered into this 24<sup>th</sup> day of March, 2017, between **ROBERT L.ESSARY and GEORGIA ESSARY, Husband and Wife** "Grantor," in consideration of the sum of TEN and NO 100THS DOLLARS (\$10.00) and other good and valuable consideration duly paid, the receipt of which is acknowledged, the parties mutually covenant and agree as follows: Grantor grants, bargains, sells, and conveys to **THE CITY OF CLINTON**, an Oklahoma municipality, "Grantee," of 415 Gary Blvd, P.O. Box 1177, Clinton, OK 73601, Grantee's heirs, successors, and assigns, an easement across the property described on the attached Exhibit A situated in Custer County, State of Oklahoma.

Also attached as Exhibit A is a plat showing the exact location of the boundaries of the easement granted herein.

This easement is for the sole and only purpose of granting unto the Grantee and the public at large the right of ingress and egress over and across the property described on the attached Exhibit A as a public road and for the installation of underground utilities, if necessary. Grantee shall be responsible for construction and maintenance of said public road.


The consideration paid shall constitute payment in full for any damages to the land of the Grantor, the Grantor's heirs, successors, and assigns. Grantee covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the Grantor, and the Grantor's heirs, successors, and assigns.

TO HAVE AND HOLD the easement and right-of-way to the Grantee as set forth above, so long as said easement is used as a public road.

Executed on the day and year written above.

GRANTORS

  
\_\_\_\_\_  
ROBERT L. ESSARY

  
\_\_\_\_\_  
GEORGIA ESSARY



**DARRELL McCARTHER  
CERTIFICATE OF SURVEY**

I, Darrell McCarther, a Registered Land Surveyor of the State of Oklahoma, hereby certify that I have made a careful survey of a tract of land described hereon below and that all the information shown on the plat hereon below is true and correct and is strictly according to the field notes of said survey.

Signed and sealed this 22 day of AUGUST, 2016

*Darrell McCarther*

Registered Professional Land Surveyor #1130

Subscribed and sworn to before me the undersigned, a Notary Public in and for the State of Oklahoma, this 22 day of AUGUST, 2016

My Commission expires: 4-25-17

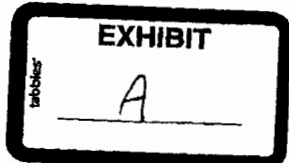
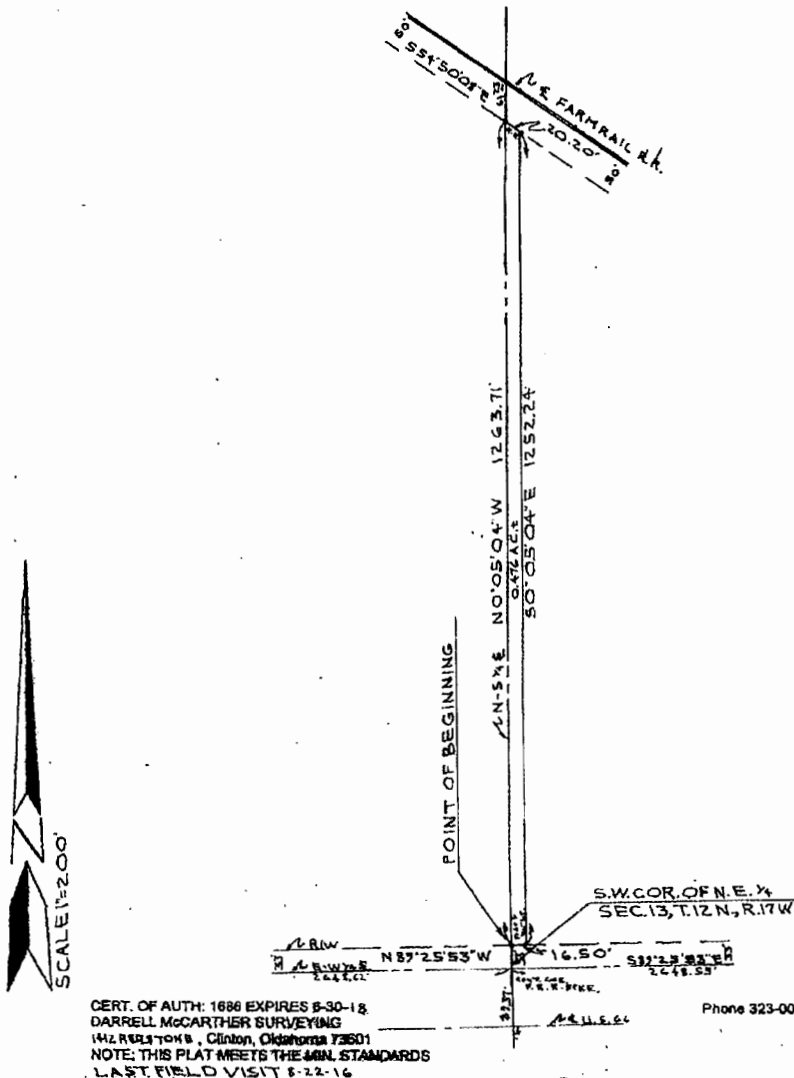
*Paul M. Carver*

Notary Public

**LEGAL DESCRIPTION OF LAND SURVEYED**

A tract of land lying in the Northeast Quarter (NE $\frac{1}{4}$ ) of Section 13, Township 12 North, Range 17 West of the Indian Meridian, Custer County, Oklahoma, described by metes and bounds as follows: Beginning at a point 33.00 feet North of the Southwest Corner of said NE $\frac{1}{4}$ , said point being on the west line of said NE $\frac{1}{4}$ ; thence N 0°05'04"W and along said West line a distance of 1263.71 feet to a point on the South line of the Farmrail Railroad right-of-way; thence S 54°50'08"E and along said right-of-way a distance of 20.20 feet; thence S 0°05'04"E a distance of 1252.24 feet; thence N 89°25'53"W a distance of 16.50 feet to the point of beginning, containing 0.476 acres more or less, (Prepared by Darrell McCarther, RLS#1130).

Basis of Bearing- N 0°05'04"W on West line



CERT. OF AUTH: 1686 EXPIRES 8-30-18  
DARRELL McCARTHER SURVEYING  
1412 REAR ST. Clinton, Oklahoma 73601  
NOTE: THIS PLAT MEETS THE 40% STANDARDS  
LAST FIELD VISIT 8-22-16

Phone 323-0019

