

DO NOT WRITE, TYPE OR STAMP ANYTHING ABOVE THIS LINE OR IN THE MARGINS

PERMANENT MAINTENANCE ACCESS EASEMENT

KNOW ALL MEN BY THESE PRESENTS: That this Easement, made and entered into the _____ day of _____, 20_____ by _____ ("Grantor"), owner of property herein described, for the benefit of the CITY OF OVERLAND PARK, KANSAS, a Kansas municipal corporation ("Grantee"), with an address of 8500 Santa Fe Drive, Overland Park, KS 66212.

WITNESSETH: That in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, receipt and sufficiency of which is hereby acknowledged, and of the benefits to be derived from the maintenance of reconstruction of an adjacent storm drainage facility, Grantor does convey to Grantee forever a perpetual easement for the purpose of obtaining access to a culvert, storm sewer, drainage ditch, or other drainage facility located in a separately dedicated drainage, storm sewer, or utility easement over and through the following described real property, to wit:

SEE EXHIBIT 'A' (the "Easement Property")

THIS EASEMENT is executed and delivered and said easement is granted upon the following conditions:

1. Grantor(s), his/her/its heirs, executors, administrators, successors and assigns, hereby releases Grantee, its agents and employees, assigns and successors from any and all liability for damage to the remaining lands of Grantor resulting from this conveyance, and construction maintenance of the drainage facility, provided that Grantee, his/her/its agents and employees, assigns and successors shall, as soon as practical, after maintenance or reconstruction of the drainage facility, restore all property of the Grantor(s) to a neat and presentable condition.
2. It is understood by Grantor(s) that Grantee, or any property owners abutting the drainage facility accessed by this easement, upon permit from Grantee herein, shall have the right at all times to use the Easement Property for the purpose of making any necessary repairs to or renewals or replacements of the drainage facility.
3. The rights granted herein shall not be construed to interfere with or restrict Grantor(s), his/her/its heirs, executors, administrators, successors and assigns from the use of the Easement Property with respect to the construction and maintenance of property improvements along and over the Easement Property herein described so long as the same are so constructed as not to impair the rights of Grantee granted herein.

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Rev. 7-12-16

