

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

UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS THAT _____ ("Grantor"), in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, receipt and sufficiency of which is hereby acknowledged, does hereby grant to the CITY OF OVERLAND PARK, KANSAS, a Kansas municipal corporation("Grantee"), with an address of 8500 Santa Fe Drive, Overland Park, Kansas 66212, its successors and assigns, forever a perpetual easement over, under and through the following described real property for the purpose of entering upon, locating, constructing and maintaining, or authorizing the location, construction, or maintenance, and use of conduits, water, gas, sewer pipes, poles, wires, surface drainage facilities, ducts, cables and appurtenances thereto in any part of the easement, including the right to clean, repair, replace and care for the facilities, and for any reconstruction and future expansion of the facilities within the area of the easement together with the right of access to the easement and over the easement for these purposes, to wit:

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

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

1. Grantor, its/his/her heirs, executors, administrators, successors and assigns, hereby releases Grantee, its agents and employees, assigns and successor from any and all liability for damage to the remaining lands of Grantor resulting from this conveyance, and construction and maintenance of said utilities, PROVIDED Grantee, its agents and employees, assigns and successors shall, as soon as practicable, after construction of said utilities and all subsequent alterations and repairs thereto, restore all property of Grantor to a neat and presentable condition.
2. It is understood by Grantor that the utilities constructed hereunder shall, in every respect be a public utility as if laid in one of the dedicated streets of the Grantee, and all property abutting thereon shall have the right to connect therewith under the same conditions as if the utilities were in a public street; and Grantee, or any abutting property owners, upon permit from the Grantee herein, shall have the right at all times to enter upon the Easement Property for the purpose of making any necessary repair to or renewals for replacement of the utilities.

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Rev. 1-12-16

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3. The rights granted herein shall not be construed to interfere with or restrict Grantor, its/his/her 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 so long as the same are so constructed as not to impair the strength or interfere with the use and maintenance of the utilities.

This easement shall run with the land and apply to all interests now owned or hereafter acquired to the Easement Property. It shall be filed of record with the Register of Deeds, Johnson County, Kansas.

Signature

Signature

Printed Name

Printed Name

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF _____)
) SS.
COUNTY OF _____)

BE IT REMEMBERED, That on this _____ day of _____, 20____, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came _____ who is/are personally known to me to be the same person(s) who executed the within instrument of writing and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

My Appointment Expires

Notary Public

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This easement shall run with the land and apply to all interests now owned or hereafter acquired to the Easement Property. It shall be filed of record with the Register of Deeds, Johnson County, Kansas.

Signature

Signature

Printed Name

Printed Name

LIMITED LIABILITY COMPANY ACKNOWLEDGEMENT

STATE OF _____)
) SS.
COUNTY OF _____)

BE IT REMEMBERED, That on this _____ day of _____, 20____, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came _____ (name/s), member(s) of _____ (name of company), a Limited Liability Company duly formed under the provisions of the _____ (state) Limited Liability Company Act, who is/are personally known to me to be the such member(s) and who is/are personally known to me to be the same person(s) who executed as such member(s) the foregoing instrument on behalf of said company, and such person(s) duly acknowledged the execution of same to be the act and deed of said company.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

My Appointment Expires _____

Notary Public

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- 3. The rights granted herein shall not be construed to interfere with or restrict Grantor, its/his/her 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 so long as the same are so constructed as not to impair the strength or interfere with the use and maintenance of the utilities.

This easement shall run with the land and apply to all interests now owned or hereafter acquired to the Easement Property. It shall be filed of record with the Register of Deeds, Johnson County, Kansas.

Signature

Signature

Printed Name

Printed Name

CORPORATE ACKNOWLEDGEMENT

STATE OF _____)
) SS.
COUNTY OF _____)

BE IT REMEMBERED, That on this _____ day of _____, 20____, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came _____ President of _____, a corporation duly organized, incorporated and existing under and by virtue of the laws of the State of _____, and _____, Secretary of said Corporation, who are personally known to me to be the such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

My Appointment Expires

Notary Public

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