

## **PEDESTRIAN, UTILITY AND EMERGENCY ACCESS EASEMENT**

The Undersigned, Pamela P. Mayfield, Mike Polk and Nancy L. Borer, and Steven J. Freeman and Stephanie S. Freeman (“**Grantors**”), for and in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, hereby grant, sell, convey, and deliver (1) unto the City of Lawrence, a municipal corporation, a permanent easement for pedestrian, utility and emergency vehicle access over, under and across the following described property situated in Douglas County, Kansas and (2) unto each other a permanent easement for private driveway access over the following described property situated in Douglas County, Kansas, to wit:

Tract 1: A 30-foot wide strip of land in Lots 7 and 8, Block One, in Briarwood Addition to the City of Lawrence, Douglas County, Kansas described as follows:

The 30’ Access and Utility Easement in said Lots 7 and 8 as shown on the recorded plat of Briarwood Addition recorded in P15 page 793 in the Douglas County Register of Deeds Office, the North line of which is described as follows:

Beginning at the West line of said Lot 7 a distance of 98.00 feet South of the Northwest corner of said Lot 7; thence south 89°59’23” East along the North line of the described Access and Utility Easement, 49.33 feet; thence South 74°57’41” East, 108.83 feet; thence Southeasterly to a point on the South line of said Lot 8 a distance of 18.32 feet East of the West line of Pasadena Drive.

Tract 2: A portion of Lot 7, Block One, Briarwood Addition, A subdivision in the City of Lawrence, Douglas County, Kansas, described as follows:

Beginning at a point on the West line, 37.89 feet North of the Southwest corner of said Lot 7; thence North 00°00’21” East, along said West line, 28.00 feet; thence South 89°59’23” East, 45.37 feet; thence South 74°57’41” East, 43.50 feet; thence North 89°59’23” West, 22.00 feet; thence South 71°59’03” West, 54.03 feet; thence North 89°59’23” West, 14.00 feet to the point of beginning.

The City of Lawrence, the public and all other public utility companies shall have the right of ingress and egress upon the above described property for the purpose of pedestrian access; installing, maintaining, repairing, or replacing sidewalk and public utilities; emergency vehicle access; and otherwise make all uses of said easement and do all things necessary and proper for the use of said easement for public utilities, pedestrian access, and emergency vehicle access.

Grantors shall not erect any permanent physical barrier to the pedestrian, utility or emergency vehicle access on the above described property without the prior written consent of

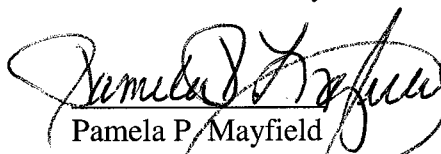
the Grantors, the City of Lawrence, Kansas and the Briarwood Community Association. The cost of materials, installation, and maintenance of any physical barrier erected shall be borne by the Grantors.

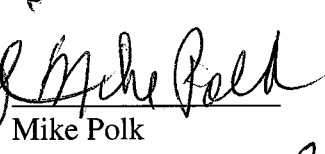
Grantors shall do or cause nothing to be done to interfere with the Grantee's rights of use of said easement for the purposes herein stated.

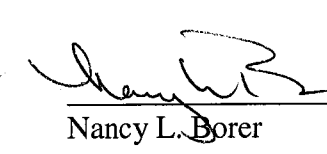
The Undersigned further warrant that they have good and lawful right to convey said easement, and will forever warrant and defend the title thereto.


This Easement runs with the land and is and shall be binding and obligatory upon the heirs, administrators, executors, personal representatives, successors, and assigns of the parties hereto.

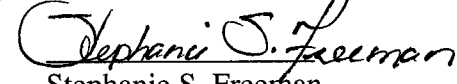
Date this 4 day of February, 2010

  
Pamela P. Mayfield

  
Mike Polk

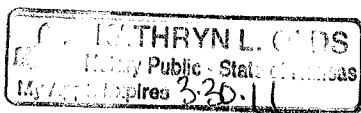
  
Nancy L. Borer

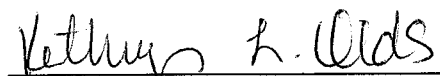
  
Steven J. Freeman

  
Stephanie S. Freeman

STATE OF KANSAS )  
 ) ss:  
COUNTY OF DOUGLAS )

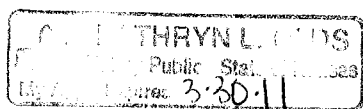
This foregoing instrument was acknowledged before me this 4 day of February, 2010 by Pamela P. Mayfield.

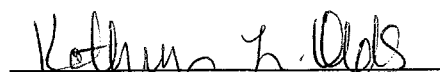


  
Notary Public  
My Appointment Expires: 3-30-11

STATE OF KANSAS )  
 ) ss:  
COUNTY OF DOUGLAS )

This foregoing instrument was acknowledged before me this 4 day of day of February, 2010, by Mike Polk



  
Notary Public  
My Appointment Expires: 3-30-11

STATE OF KANSAS )  
 )  
COUNTY OF DOUGLAS )

SS:

This foregoing instrument was acknowledged before me this 4 day of day of February, 2010, by Nancy L. Borer.

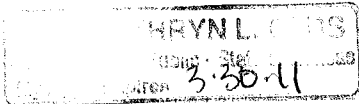


K. L. Olds  
Notary Public  
My Appointment Expires: 3-30-11

STATE OF KANSAS )  
 )  
COUNTY OF DOUGLAS )

SS:

This foregoing instrument was acknowledged before me this 4 day of day of February, 2010, by Steven J. Freeman.

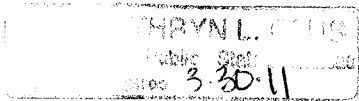


K. L. Olds  
Notary Public  
My Appointment Expires: 3-30-11

STATE OF KANSAS )  
 )  
COUNTY OF DOUGLAS )

SS:

This foregoing instrument was acknowledged before me this 4 day of day of February, 2010, by Stephanie S. Freeman.



K. L. Olds  
Notary Public  
My Appointment Expires: 3-30-11