WATERLINE EASEMENT

THIS EASEMENT made and entered into as of ______________________, 2020, by and between Spirit AeroSystems, Inc., a Delaware corporation (“Spirit”), as Grantor, and the City of Wichita, Kansas, a municipal corporation (the “City”), as Grantee.

WITNESSETH: that the Grantor, in consideration of the sum of One Dollar ($1.00) and other valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant and convey unto the Grantee or the franchised utility entity a perpetual easement for the purpose of constructing, operating, maintaining, and repairing the Wichita Water and Sewer Utilities waterline facilities (the “Waterline Utility”) and any appurtenances thereto, over, along and under the following described real estate situated in Sedgwick, County, Kansas to wit:

[See Exhibit I]

And said Grantee and/or agents of the City or the Waterline Utility are hereby granted the right to enter upon said premises at any time for the purpose of constructing, operating, maintaining, and repairing such Waterline Utility, and any appurtenances thereto.

IN WITNESS WHEREOF: The said Grantor has signed this document the day and year first written.

SPirit AEROSYSTEMS, inc.

Name: Adam Pogue
Title: Vice President, Facilities and Tooling

STATE OF KANSAS

COUNTY OF SEDGWICK

On this 18th day of February, 2020, before me personally appeared Adam Pogue, to me personally known, who being by me duly sworn did say that he is the Vice President of Spirit AeroSystems, Inc., and that said instrument was signed and delivered on behalf of said corporation and acknowledged to me that he executed the same as the free act and deed of said corporation.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal the day and year first above written.

KRISTY ACHEY
Notary Public - State of Kansas
My Appt. Expires 10-16-23

Reviewed and approved by the City Engineer:

Gary Janzen, PE
EXHIBIT I
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Parcel RI 193-2A
Spirit AeroSystems, Inc. (formerly known as Mid-Western Aircraft Systems, Inc.)
15' Waterline Easement

COMMENCING at the Northwest Corner of the Southwest Quarter of Section 12, Township 28 South, Range 1 East of the 6th P.M., Sedgwick County, Kansas; Thence Bearing S01°09'06"E, along the West line of said Southwest Quarter, a distance of 72.76 feet; Thence Bearing N88°50'54"E, a distance of 40.00 feet to the POINT OF BEGINNING; Thence continuing Bearing N88°50'54"E, a distance of 35.44 feet; Thence Bearing S01°09'06"E, parallel with the West line of said Southwest Quarter, a distance of 388.84 feet; Thence Bearing S24°01'21"E, a distance of 30.57 feet; Thence Bearing S01°09'06"E, parallel with the West line of said Southwest Quarter, a distance of 455.02 feet; Thence Bearing S01°41'39"W, a distance of 232.13 feet; Thence Bearing S01°09'06"E, parallel with the West line of said Southwest Quarter, a distance of 588.78 feet; Thence Bearing S23°44'06"E, a distance of 40.72 feet; Thence Bearing S01°09'06"E, parallel with the West line of said Southwest Quarter, a distance of 95.95 feet; Thence Bearing S21°15'54"W, a distance of 41.00 feet; Thence Bearing S01°09'06"E, parallel with the West line of said Southwest Quarter, a distance of 689.32 feet; Thence Bearing S88°50'54"W, a distance of 35.80 feet; Thence Bearing N01°09'06"W, parallel with and 40.00 feet East of the West line of said Southwest Quarter, a distance of 15.00 feet; Thence Bearing N88°50'54"E, a distance of 20.80 feet; Thence Bearing N01°09'06"W, parallel with the West line of said Southwest Quarter, a distance of 677.29 feet; Thence Bearing N21°15'54"E, a distance of 41.00 feet; Thence Bearing N01°09'06"W, parallel with the West line of said Southwest Quarter, a distance of 89.98 feet; Thence Bearing N23°44'06"W, a distance of 40.72 feet; Thence Bearing N01°09'06"W, parallel with the West line of said Southwest Quarter, a distance of 592.15 feet; Thence Bearing N01°41'39"E, a distance of 232.13 feet; Thence Bearing N01°09'06"W, parallel with the West line of said Southwest Quarter, a distance of 451.62 feet; Thence Bearing N24°01'21"W, a distance of 30.57 feet; Thence Bearing N01°09'06"W, parallel with the West line of said Southwest Quarter, a distance of 376.87 feet; Thence Bearing S88°50'54"W, a distance of 20.44 feet; Thence Bearing N01°09'06"W, parallel with and 40.00 feet East of the West line of said Southwest Quarter, a distance of 15.00 feet to the POINT OF BEGINNING.

(said 15' Waterline Easement containing 39,053.4 square feet (0.897 acres), more or less)

Prepared by: Charles S. Brown P.S.#991
PEC Project No. 188400-142
ADOPTED by the City Council of the City of Wichita, Kansas, on ________________.

(SEAL)

Brandon J. Whipple, Mayor

ATTEST:

______________________________
Karen Sublett, City Clerk

APPROVED AS TO FORM:

______________________________
Jennifer Magaña, City Attorney and Director of Law