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DECLARATION OF PRIVATE DRAINAGE FACILITY RESTRICTIONS

This Declaration of Restrictions (“Declaration”) is made this _____ day
of _____, 20____, _____ (“Declarant”).

Whereas, Declarant is the owner of real property located at _____,
Oklahoma City in Oklahoma County, Oklahoma, and more particularly described as follows:

See Attachment “A”

Whereas, Declarant desires to subject such Property to the restrictions in this Declaration
in order to facilitate a private drainage facility and associated facilities, connections, utilities, and
appurtenances thereto, (“Private Drainage Facility”).

Whereas, the Declarant agrees to the following:

1. Declarant agrees to construct, operate, maintain, repair, expand, and replace the Private Drainage Facility and associated facilities, connections, utilities, and appurtenances thereto in compliance with The City of Oklahoma City’s Municipal Code and the Drainage Criteria Manual.
2. Declarant agrees that no building or structure shall be erected over, under, across, through the Private Drainage Facility.
3. Declarant agrees that no stored materials, grading, fill, or other temporary or permanent obstruction, including but not limited to fences, that cause or may cause a blockage of or an adverse effect on the flow or drainage of the storm water or surface water over, under, across, through and to the Private Drainage Facility.
4. Declarant agrees that City does not have an obligation to construct, operate, maintain, replace, expand, or repair the Private Drainage Facility, or provide drainage services or functions by virtue of this document.
5. The City does not own the creek, river, lake, detention pond, if any, on or adjacent to the Private Drainage Facility by virtue of this document. The City is not legally responsible nor does this document create an obligation upon the City for changes, alterations and modifications to any part or parts of the Private Drainage Facility described herein, in the past, present or future, which may be affected in any manner by any change or changes in the course of the creek or waterway, by any accretion or erosion, or evulsion, or alluvion or combination thereof, touching or concerning any part of said Private Drainage Facility.

