

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, , the Owner(s), of the legal and equitable title to the following described real estate situated in WAGONER County, State of Oklahoma, for and in consideration of the sum of One Dollar (\$1.00), cash in hand, paid by the City of Broken Arrow, an municipal corporation, Oklahoma, and other good and valuable considerations, receipt of which are hereby acknowledged, do(es) hereby grant and convey unto the said **CITY OF BROKEN ARROW**, a municipal corporation, County of Tulsa, State of Oklahoma, a temporary easement, through, over, and under, and across the following described property, situated in said County, to-wit:

SEE EXHIBIT "A"

for a period of not more than 12 MONTHS FROM THE START OF CONSTRUCTION. This grant of temporary right to use and occupy is given for the purpose of permitting the City of Broken Arrow, its employees, representatives, agents, and/or persons under contract with it, to use said described property for construction of the roadway improvements.

That the Owner(s) agree that this temporary construction easement shall be binding upon their heirs, executors, administrators and personal representatives during the term hereof and further agree that in the event the premises covered by this temporary construction easement are sold, assigned or conveyed, that the purchaser or grantee thereof will be advised of the existence of this temporary grant and that said sale during said term shall be made subject to the rights herein given.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed this 4th day of June, 2024.

EARL C. LANEY AND JAN M LANEY
JOINT LIVING TRUST, Dated May 21,
2009

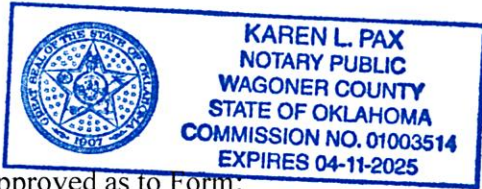
By: Earl C. Laney
Earl C. Laney, Trustee

By: Jan M. Laney
Jan M. Laney, Trustee

STATE OF OKLAHOMA)
) §
COUNTY OF WAGONER)

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this 4th day of June, 2024, personally appeared Earl and Jan Laney, to me known to be the identical person(s) who executed the within and foregoing instrument in writing and acknowledged to me that he (she) executed the same as his (her) free and voluntary act and deed, and as the free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year last written above.



Approved as to Form:
CITY of Broken Arrow, Oklahoma,
A municipal corporation

Graham Parker
Assistant City Attorney

[Signature]
NOTARY PUBLIC

Approved as to Substance:
CITY of Broken Arrow, Oklahoma,
A municipal corporation

Michael L. Spurgeon, City Manager

Attest:

Engineer EUR Checked: 7/11/24
Project: ST1413A, 37th St: Kenosha-Albany roadway imp. Tract 3

City Clerk

EXHIBIT "A"

Earl C. & Jan M. Laney

TEMPORARY CONSTRUCTION EASEMENT

LEGAL DESCRIPTION:

A tract of land lying in the Northwest Quarter Section 5, Township 18 North, Range 15 East of the Indian Meridian, Wagoner County, Oklahoma, being more particularly described as follows:

A tract of land lying in the Northwest Quarter Section 5, Township 18 North, Range 15 East of the Indian Meridian, Wagoner County, Oklahoma, being more particularly described as follows:

The east 40 feet of the west 64.75 feet of the south 82 feet of the north 122 feet of the Southwest Quarter of the Northwest Quarter of said Section 5. Said lands lying in the City of Broken Arrow, Wagoner County, Oklahoma and containing 3,280 square feet more or less.

TOGETHER WITH

A tract of land lying in the Northwest Quarter Section 5, Township 18 North, Range 15 East of the Indian Meridian, Wagoner County, Oklahoma, being more particularly described as follows:


The east 10 feet of the west 34.75 feet of the north 170 feet of the south 210 feet along with the east 15 feet of the west 39.75 feet of the south 40 feet all in the North Half of the Southwest Quarter of the Northwest Quarter of said Section 5. Said lands lying in the City of Broken Arrow, Wagoner County, Oklahoma and containing 2,300 square feet more or less.

This description was prepared on December 27, 2023 by Michael E. Small, PLS Oklahoma Licensed Surveyor No. 1770

Basis of Bearings: Oklahoma Coordinate System 1983, North Zone Being N01°23'49"W along the west line of the NW ¼ of Sec. 5, T18N, R15E, I.M.

*Michael E. Small, PLS
MKEC Engineering, Inc.
1000 W. Wilshire Blvd., Suite 401
Oklahoma City, OK 73116
405-842-8558
Certificate of Authorization Number CA 2958, Expires June 30, 2025*



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 CITY OF BROKEN ARROW <i>Where opportunity lives</i>	<table border="1" style="width: 100%;"> <tr> <td style="width: 50%;">PARCEL: TEMP. CONSTR. ESMT.</td> <td style="width: 50%;">PROJECT NO. 2001010354</td> </tr> <tr> <td>DRAWING: TRACT MAP 3</td> <td>PAGE: 1 of 2</td> </tr> <tr> <td>REV:</td> <td>DATE: JANUARY 2024</td> </tr> <tr> <td></td> <td>DRAWN BY: DSN</td> </tr> <tr> <td></td> <td>SCALE: 1: 60</td> </tr> <tr> <td></td> <td>CHK'D BY: MS</td> </tr> </table>	PARCEL: TEMP. CONSTR. ESMT.	PROJECT NO. 2001010354	DRAWING: TRACT MAP 3	PAGE: 1 of 2	REV:	DATE: JANUARY 2024		DRAWN BY: DSN		SCALE: 1: 60		CHK'D BY: MS
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EXHIBIT "A"

Earl C. & Jan Marie Laney

TEMPORARY CONSTRUCTION EASEMENT

OWNER:

Earl C. & Jan M. Laney Trustee of the
Earl C. Laney and Jan M. Laney Joint Living
Trust, dated May 21, 2009

ADDRESS:

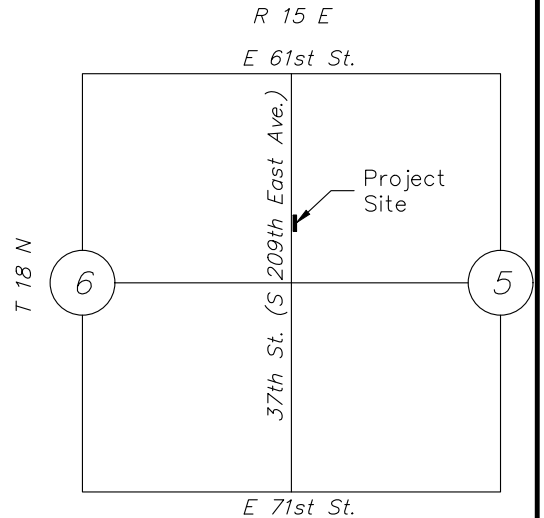
Laney Family Joint Living Trust
6449 S. 209th E. Ave.
Broken Arrow, OK 74014

PROPERTY ID:

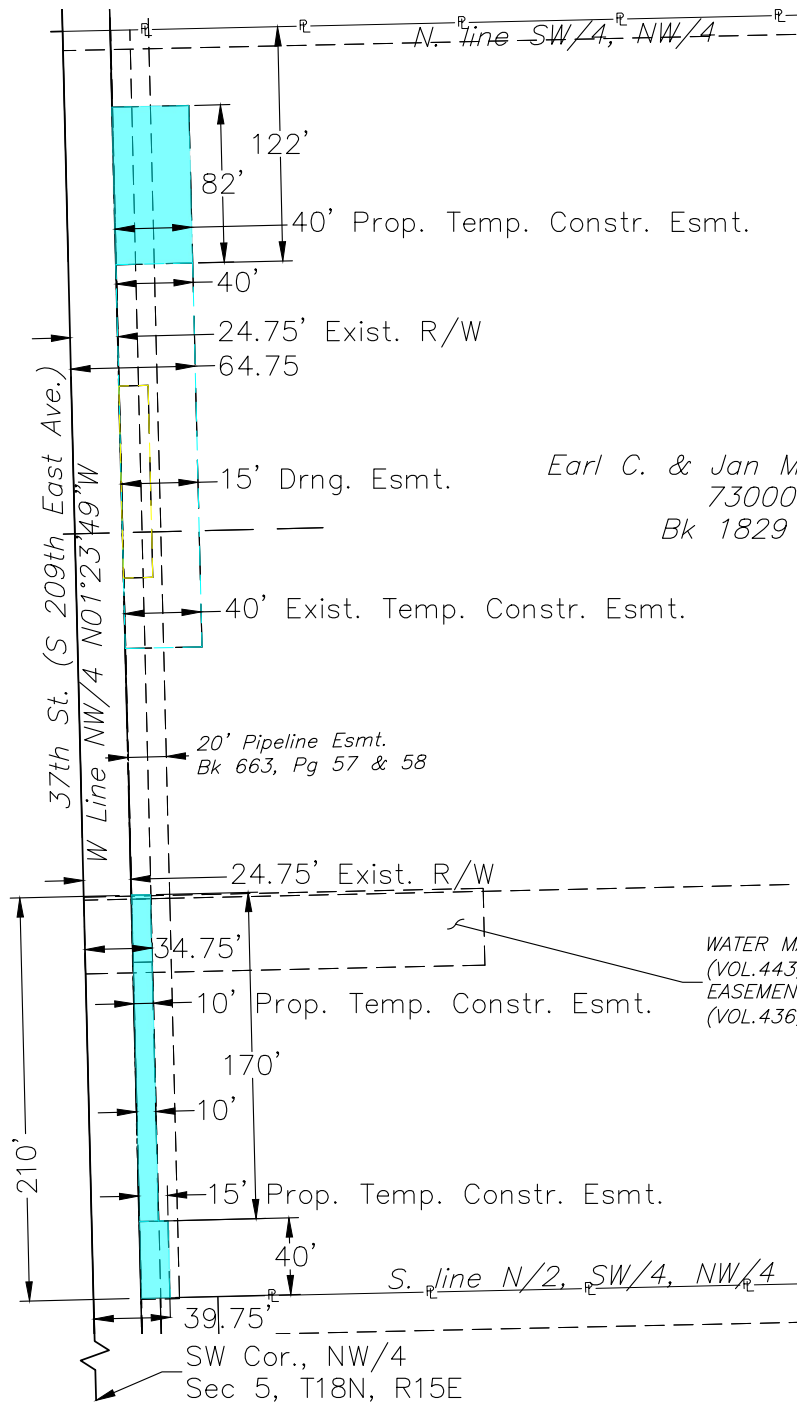
730007467

STATEMENT OF BEARINGS:

Basis of Bearings: Oklahoma Coordinate System
1983, North Zone Being $N01^{\circ}23'49''W$ along the
west line of the NW $\frac{1}{4}$ of Sec. 5, T18N, R15E, I.M.



VICINITY MAP



NW 1/4
SEC 5,
T18N, R15E

Earl C. & Jan M. Laney Trustee
730007467
Bk 1829 Pg 783

WATER MAIN EASEMENT
(VOL.443, PG.670)
EASEMENT AND ROW
(VOL.436, PG.459)

SCALE: 1" = 100'



LEGEND:

Temporary Construction Easements
3,280 sq. ft. North
2,300 sq. ft. South
=5,580 sq. ft. total

THIS TRACT EXHIBIT DOES NOT
CONSTITUTE A BOUNDARY SURVEY PLAT

PROJECT NO. 2001010354

PAGE: 2 of 2

DATE: JANUARY 2024

DRAWN BY: DSN

SCALE: 1:60

CHK'D BY: MS

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CITY OF
BROKEN ARROW
Where opportunity lives

PARCEL: TEMP. CONSTR. ESMT.

DRAWING: TRACT MAP 3

REV:

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