

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, ALAN W. MILLER AND BRENDA K. MILLER, HUSBAND AND WIFE, 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, 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, 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 EXHIBITS
EXEMPT FROM DOCUMENTARY STAMPS PURSUANT TO 68 O.S. 3202 (11)

for a period of not more than 12 months from the date of 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 a roadway.

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 9 day of March, 2017.

Alan W. Miller
Brenda K. Miller

State of Oklahoma)
County of Tulsa) §

Before me, the undersigned, a Notary Public within and for said County and State, on this 9 day of March, 2017, personally appeared ALAN W. MILLER AND BRENDA K. MILLER to me known to be the identical person(s) who executed the within and foregoing instrument as the free and voluntary act and deed of such person for the uses and purposes therein set forth.

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

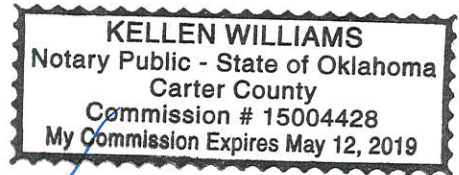
My Commission expires: 5/12/19

Notary Public

Approved as to Form:
Asst. City Attorney

Approved as to Substance:
City Manager

Engineer: [Signature] checked: 03/09/17
Project: ST1112: 37th Street-Omaha Street to Albany Street





1913 W Tacoma, Suite A
Broken Arrow, Oklahoma 74012

Office: 918.258.3737
Fax: 918.258.2554

TEMPORARY CONSTRUCTION EASEMENT DESCRIPTION STATION NO. 13+46.99 – 15+96.99

A TRACT OF LAND CONTAINED WITHIN THE SOUTHEAST QUARTER (SE/4) OF SECTION THIRTY-ONE (31), TOWNSHIP NINETEEN (19) NORTH, RANGE FIFTEEN (15) EAST, WAGONER COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE/4); THENCE NORTH 1°29'38" WEST, ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER (SE/4), A DISTANCE OF 346.99 FEET; THENCE SOUTH 88°30'22" WEST A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 88°30'22" WEST A DISTANCE OF 15.00 FEET; THENCE NORTH 1°30'02" WEST A DISTANCE OF 250.00 FEET; THENCE NORTH 88°30'22" EAST A DISTANCE OF 15.02 FEET; THENCE SOUTH 1°29'38" EAST A DISTANCE OF 250.00 FEET TO THE POINT OF BEGINNING. CONTAINING 3,752.50 SQUARE FEET OR 0.09 ACRES, MORE OR LESS.

AUTHORED BY:

 01/19/17

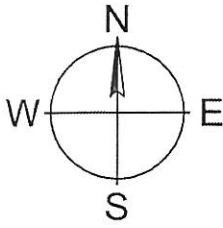
SALVADOR TITONE

DATE

PROFESSIONAL LAND SURVEYOR

OKLAHOMA NO. 1460





NOT TO SCALE

BOOK 1278/PAGE 137-138
BOOK 1858/PAGE 491
THE BETTY ANN MOCKLEY 1992 REVOCABLE TRUST
114 EAST 5TH STREET
TULSA, OK 74103

N88°30'22"E

15.02'

250.00'
N1°30'02"W

250.00'
S1°29'38"E

EAST LINE SE/4, SECTION 31, T-19-N, R-15-E

EASEMENT EXHIBIT
STA. 13+46.99
TO STA. 15+96.99

POINT OF BEGINNING

15.00' S88°30'22"W

50.00' S88°30'22"W

13+46.99

346.99'
N1°29'38"W

POINT OF COMMENCEMENT
SE CORNER SE/4,
SECTION 31, T-19-N, R-15-E



1913 W Tacoma, Suite A
Broken Arrow, Oklahoma 74012

Office: 918.258.3737
Fax: 918.258.2554

TEMPORARY CONSTRUCTION EASEMENT DESCRIPTION STATION NO. 17+71.99 – 22+98.61

A TRACT OF LAND CONTAINED WITHIN THE SOUTHEAST QUARTER (SE/4) OF SECTION THIRTY-ONE (31), TOWNSHIP NINETEEN (19) NORTH, RANGE FIFTEEN (15) EAST, WAGONER COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE/4); THENCE NORTH 1°29'38" WEST, ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER (SE/4), A DISTANCE OF 771.99 FEET; THENCE SOUTH 88°30'22" WEST A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 88°30'22" WEST A DISTANCE OF 15.04 FEET; THENCE NORTH 1°30'02" WEST A DISTANCE OF 78.00 FEET; SOUTH 88°29'58" WEST A DISTANCE OF 35.00 FEET; THENCE NORTH 1°30'02" WEST A DISTANCE OF 348.00 FEET; THENCE NORTH 88°29'58" EAST A DISTANCE OF 35.00 FEET; THENCE NORTH 1°30'34" WEST A DISTANCE OF 100.62 FEET; THENCE NORTH 88°30'22" EAST A DISTANCE OF 15.12 FEET; THENCE SOUTH 1°29'38" EAST A DISTANCE OF 526.62 FEET TO THE POINT OF BEGINNING. CONTAINING 20,122.78 SQUARE FEET OR 0.46 ACRES, MORE OR LESS.

AUTHORED BY:

 01/19/17

SALVADOR TITONE

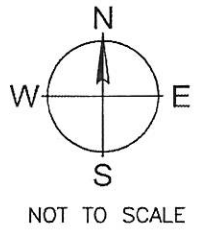
DATE

PROFESSIONAL LAND SURVEYOR

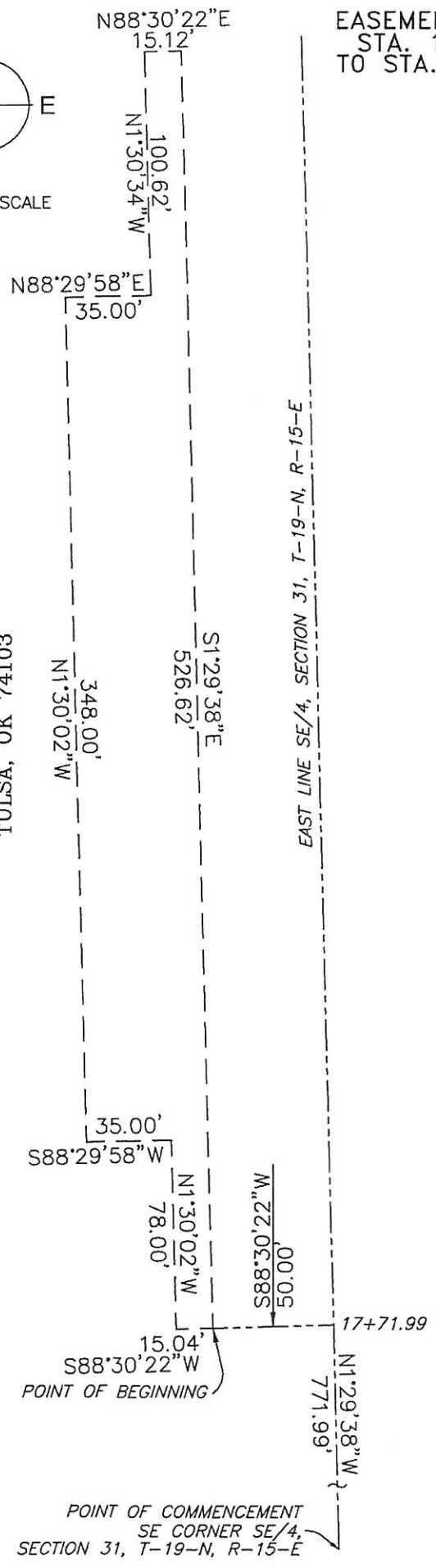
OKLAHOMA NO. 1460



EASEMENT EXHIBIT
STA. 17+71.99
TO STA. 22+98.61



BOOK 1278/PAGE 137-138
BOOK 1858/PAGE 491
THE BETTY ANN MOCKLEY 1992 REVOCABLE TRUST
114 EAST 5TH STREET
TULSA, OK 74103



POINT OF COMMENCEMENT
SE CORNER SE/4,
SECTION 31, T-19-N, R-15-E

POINT OF BEGINNING

DONATION CERTIFICATE

Project: ST1112 County: Wagoner State: OK

I, the undersigned, certify that I am fully aware of the use of this parcel of property for the following purpose:

- a. As a permanent right-of-way
- b. As a permanent easement
- c. As a temporary construction easement

X

I, hereby, elect to convey use of this parcel of property to the City of Broken Arrow, Oklahoma by:

- a. **Donation**
- b. **Sale**

NOTE: (Owner (s) / signer (s) enter initials in appropriate brackets)


Agent Signature

Acquisition Agent
Title

3/9/17
Date


Signature

Alan W. Miller
Owner

3/9/17
Date


Signature

Brenda K. Miller
Owner

3/9/17
Date

STATE OF OKLAHOMA)
) §
COUNTY OF WAGONER)

The undersigned, of lawful age, being first duly sworn, on oath says that this invoice of claim is true and correct. Affiant further states that the conditions for payment as shown by this invoice or claim have been completed or supplied, or will be upon approval of the city council, in accordance with the offer, contracts or agreements furnished the affidavit. Affiant further states that he/she has made no payment directly or indirectly to any elected official, officer or employee of the state of Oklahoma, any county or local subdivision of the state, of money or any other thing of value to obtain payment.

Alan W. Miller
Alan W. Miller

Date: 3-9-17

Brenda K. Miller
Brenda K. Miller

Date: 3/9/17

Subscribed and sworn to before me this 9 day of March, 2016-~~2017~~

Kellen Williams
Notary

