

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, RODNEY AND DIANA GAULDEN, husband and wife, whose address is 900 East Elgin Place, Broken Arrow, OK 74012, the Owner(s), of the legal and equitable title to the following described real estate situated in TULSA 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, does 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 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 street improvements for the 9th Street widening, Elgin to El Paso, project # ST1210.

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 19 day of August, 2016.

By: [Signature] Rodney Gaulden
[Signature] Diana Gaulden



State of Oklahoma )
County of Tulsa ) §

Before me, the undersigned, a Notary Public within and for said County and State, on this 19th day of August, 2016, personally appeared RODNEY AND DIANA GAULDEN, husband and wife, to me known to be the identical person(s) who executed the within and foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the 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: 12-8-16

[Signature] Sandy Brannon
Notary Public

Approved as to Form:
[Signature]
Assistant City Attorney

Approved as to Substance:
City Manager

Engineer: [Signature] checked: 08/22/16

Attest:
City Clerk

**PARCEL 1.1**  
**OWNER: GAULDEN, RODNEY AND DIANA**  
**TEMPORARY CONSTRUCTION EASEMENT LEGAL DESCRIPTION**

A TRACT OF LAND THAT IS PART OF LOT ONE (1), BLOCK SEVEN (7), OF BLOCKS 4 THRU 7, ARROW VILLAGE ADDITION TO THE CITY OF BROKEN ARROW, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF, SAID TRACT OF LAND BEING DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT THAT IS THE SOUTHWEST CORNER OF LOT 1, BLOCK 7, OF BLOCKS 4 THRU 7, ARROW VILLAGE ADDITION; THENCE NORTH 88°46'52" EAST ALONG THE SOUTHERLY LINE OF SAID LOT 1 FOR 10.00 FEET TO THE POINT OF BEGINNING OF SAID TRACT OF LAND; THENCE NORTH 01°14'53" WEST FOR 10.00 FEET; THENCE NORTH 88°46'52" EAST PARALLEL WITH THE SOUTHERLY LINE OF SAID LOT 1 FOR 30.01 FEET; THENCE SOUTH 01°13'18" EAST FOR 5.00 FEET; THENCE NORTH 88°46'52" EAST FOR 30.00 FEET; THENCE SOUTH 1°13'08" EAST FOR 5.00 FEET TO A POINT ON SAID SOUTHERLY LINE; THENCE SOUTH 88°46'52" WEST ALONG SAID SOUTHERLY LINE FOR 60.00 FEET TO THE POINT OF BEGINNING OF SAID TRACT OF LAND.

THE ABOVE DESCRIBED TRACT OF LAND CONTAINING 450 SQUARE FEET OR 0.010 ACRES, MORE OR LESS.

**REAL PROPERTY CERTIFICATION**

I, DEAN ROBINSON, OF SISEMORE WEISZ & ASSOCIATES, CERTIFY THAT THE ATTACHED LEGAL DESCRIPTION CLOSES IN ACCORD WITH EXISTING RECORDS, IS A TRUE REPRESENTATION OF THE REAL PROPERTY AS DESCRIBED, AND MEETS THE MINIMUM TECHNICAL STANDARDS FOR LAND SURVEYING OF THE STATE OF OKLAHOMA.

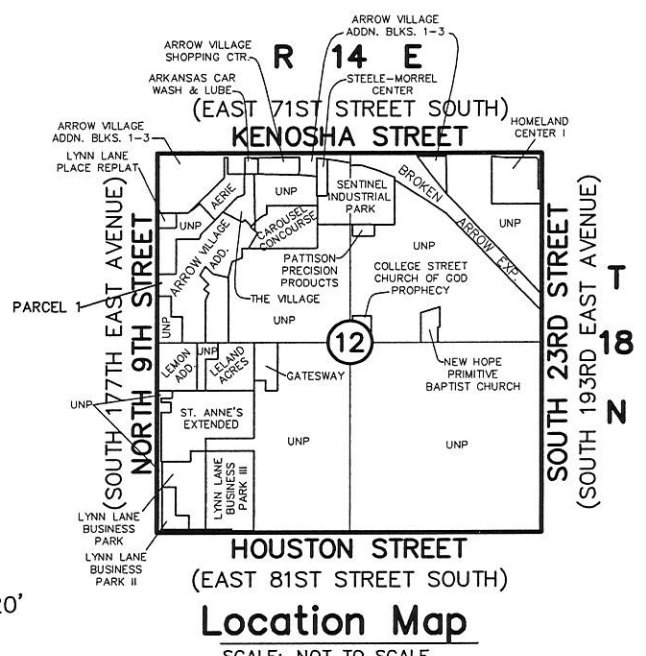
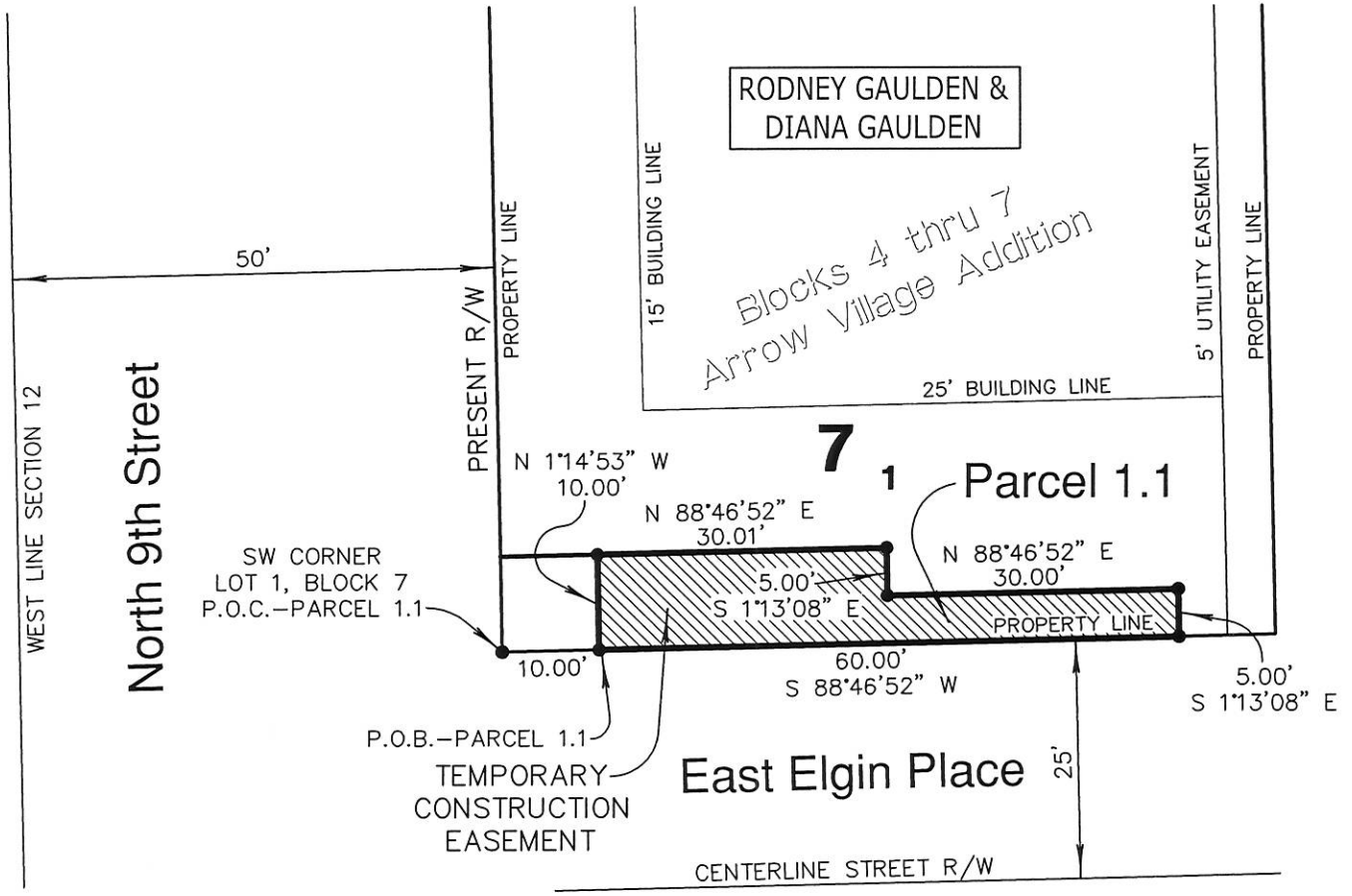
9/19/12  
DATE

SISEMORE WEISZ & ASSOCIATES, INC.  
BY DEAN ROBINSON

DEAN ROBINSON  
PLS No. 1146, STATE OF OKLAHOMA  
C. A. NO. 2421  
EXPIRES: 6/30/15



# Parcel Map



TOTAL PROPERTY - 0.239 ACRES  
 TEMP. CONSTRUCTION ESMT. - 0.010 ACRES

P.O.B. - POINT OF BEGINNING  
 P.O.C. - POINT OF COMMENCEMENT  
 R/W - RIGHT-OF-WAY  
 DATE: 12/10/2013  
 SHEET 2 OF 2



**Sisemore Weisz & Associates, Inc.**  
 611 EAST 32nd PLACE  
 TULSA, OKLAHOMA 74135  
 C.A. NO. 2421  
 W.O. NO. 16720.04  
 PHONE: (918) 665-3600  
 FAX: (918) 665-8668  
 EXP. DATE 6/30/15  
 FILE NO. 1814.1200

K:\16720.04\PARCEL MAPS\PARCEL-01-1.DWG