

**TEMPORARY CONSTRUCTION EASEMENT**

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, **KYLE E AND REBECCA CAROL HUNT TRUST**, 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, 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 Houston Street: Olive to Aspen roadway improvements, Project No. ST2029.

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 28<sup>th</sup> day of July 2021.

KYLE E AND REBECCA CAROL HUNT  
TRUST

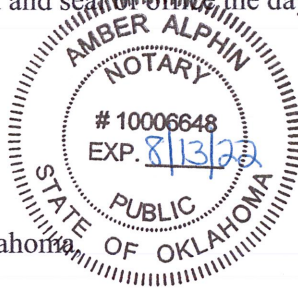
By: Kyle E. Hunt  
Kyle E Hunt, Co-trustee

By: Rebecca Carol Hunt  
Rebecca Carol Hunt, Co-trustee

STATE OF OKLAHOMA )  
 ) §  
COUNTY OF Tulsa )

28th BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this July day of July, 2021, personally appeared KYLE E AND REBECCA CAROL HUNT 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

Danny L. Sizemore Sr.  
Assistant City Attorney

Amber Alphin  
NOTARY PUBLIC

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

\_\_\_\_\_  
Michael L. Spurgeon, City Manager

Attest:

Engineer RIS Checked: 8/4/2021  
Project: ST2029, Houston: Olive-Aspen Roadway Imp. Parcel 13.1

\_\_\_\_\_  
City Clerk

Date Written: May 5, 2020  
Last Revision:

PARCEL NO. 13A

### 13A TEMPORARY CONSTRUCTION EASEMENT

A tract of land in the West Half of the Northwest Quarter (W/2 NW/4) of Section Sixteen(16) Township Eighteen (18) North, Range Fourteen (14) East, Tulsa County, State of Oklahoma, more particularly described, by metes and bounds as follows:

Commencing at the Northwest Corner of said Section 16; thence along the North line of said Section 16 N88°36'51"E a distance of 980.00 feet; thence S01°23'09"E a distance of 50.00 feet to a point on the South Right-of-Way of West Houston Street (East 81<sup>st</sup> Street) and the Point of Beginning; thence along said South Right-of-Way N88°36'51"E a distance of 35.00 feet; thence S01°23'09"E a distance of 10.00 feet; thence S88°36'51"W a distance of 35.00 feet; thence N01°23'09"W a distance of 10.00 feet to the Point of Beginning,

said tract containing 350.00 square feet, or 0.008 acres, more or less.

#### Real Property Certification

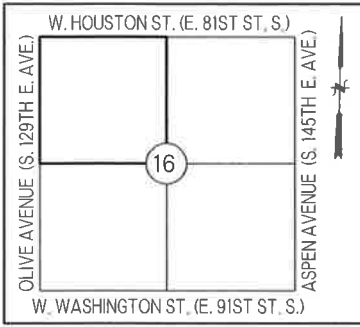
I, Mike Watson, L.S., Poe and Associates, Inc., certify that the attached Temporary Construction Easement closes in accord with existing records and is a true representation of the real property as described, and meets the minimum technical standards for land surveying of the State of Oklahoma.

May 14, 2020  
Date

Mike Watson  
Mike Watson, L.S. 1516

Certificate of Authorization No. CA 541 P.E., L.S.  
Expiration Date 6-30-21

EXHIBIT A



JOB \_\_\_\_\_ PROJECT NO. ST2029  
 PARCEL NO. 13A  
 COUNTY TULSA

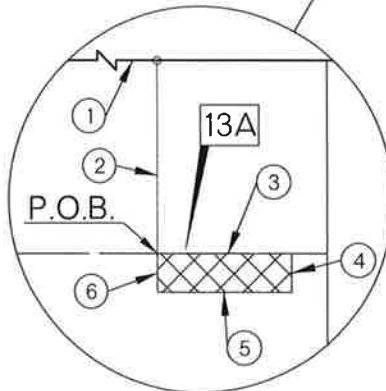
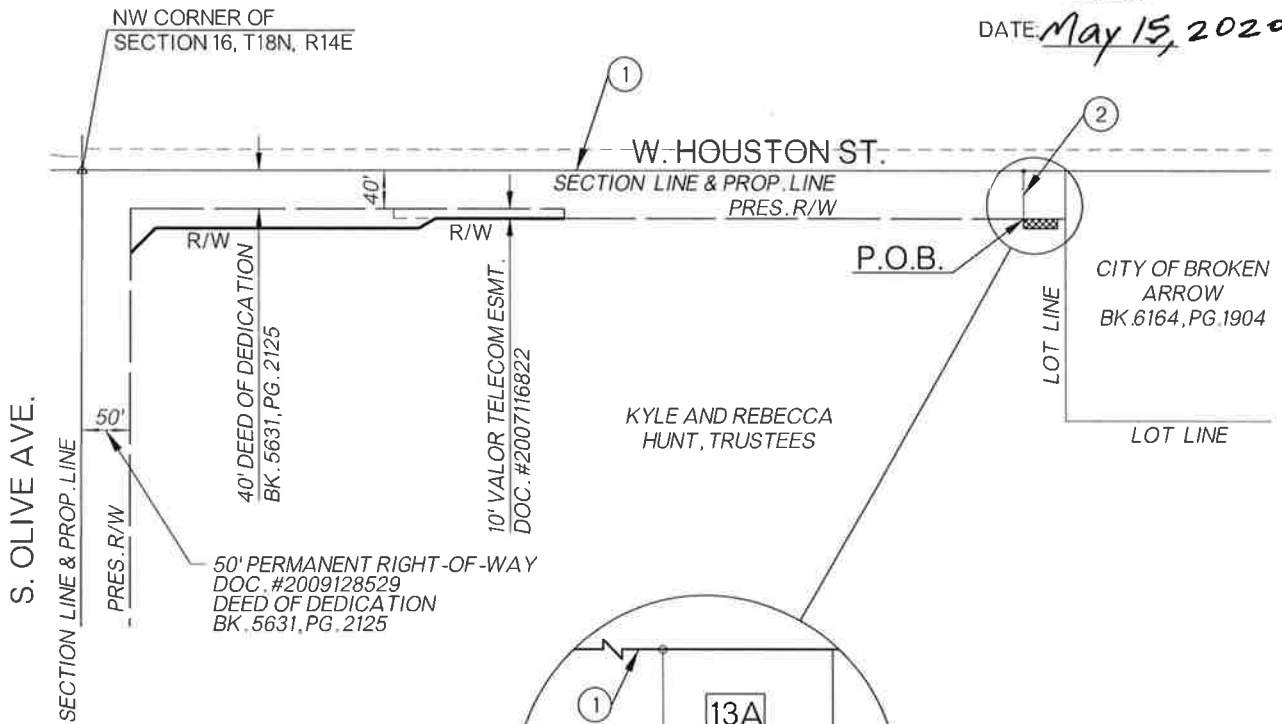
LEGAL DESCRIPTION

A TRACT OF LAND IN THE WEST HALF OF THE NORTHWEST QUARTER (W/2 NW/4) OF SECTION SIXTEEN(16) TOWNSHIP EIGHTEEN (18) NORTH, RANGE FOURTEEN (14) EAST, TULSA COUNTY, STATE OF OKLAHOMA.

	SEC 16 T 18 N R 14 E		
ORIGINAL AREA	3,259,849.18 S.F.	74.83	ACRES
EXISTING R/W	127,470.39 S.F.	2.93	ACRES
PERMANENT R/W	---	---	ACRES
REMAINING AREA	3,259,849.18 S.F.	74.83	ACRES
UTILITY EASEMENT	---	---	ACRES
TEMP. EASEMENT	350.00 S.F.	0.008	ACRES



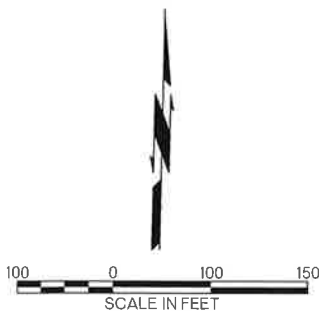
DATE May 15, 2020



LINE DATA		
	BEARING	DISTANCE
①	N88°36'51"E	980.00
②	S01°23'09"E	50.00
③	N88°36'51"E	35.00
④	S01°23'09"E	10.00
⑤	S88°36'51"W	35.00
⑥	S01°23'09"E	10.00

BASIS OF BEARINGS:

THE BEARINGS SHOWN HEREIN OR HEREON ARE GRID BEARINGS DERIVED FROM THE NGS OKLAHOMA STATE PLANE COORDINATE SYSTEM.



NOTE: ALL SET CAPS WILL BE MARKED "POE & ASSOCIATES, INC."