

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, **LENARD A. POPLIN AND ROSELLA C. POPLIN, AS TRUSTEES OF THE LENARD A. POPLIN LIVING TRUST, DATED MAY 21, 1997**, 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 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 13th day of April, 2026.

Poplin RCP
LENARD A. POPLIN LIVING TRUST,
Dated May 21, 1997
+ *Lenard Poplin*
Lenard A. Poplin, Trustee
Rosella C. Poplin
Rosella C. Poplin, Trustee

STATE OF OKLAHOMA)
) §
COUNTY OF TULSA)

13th BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this day of April, 2026, personally appeared Lenard A. Poplin and Rosella C. Poplin, as Trustees of the Lenard A. Poplin Living Trust, Dated May 21, 1997, 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.



Deborah Kidd
NOTARY PUBLIC

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

Assistant City Attorney

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

Michael L. Spurgeon, City Manager

Attest:

City Clerk

Engineer: ELR Date: 4/15/26
Project: S.26040 Parcel 11.1
NEW ORLEANS & 9TH STREET SANITARY SEWER LINE

LEGAL DESCRIPTIONS
of
20' UTILITY EASEMENT
EASEMENT PARCEL 11.0 U/E &
10' TEMPORARY CONSTRUCTION EASEMENT
EASEMENT PARCEL 11.1 T.C.E.

<u>PARCEL:</u> PERMANENT ESMT.
<u>EASEMENT PARCEL:</u> 11.0 U/E
<u>PARCEL:</u> TEMP. CONST. ESMT.
<u>EASEMENT PARCEL:</u> 11.1 T.C.E.
<u>CITY PROJECT NO.</u> S.26040
<u>OWNER:</u> LENARD & ROSELLA POPLINE
<u>PARCEL #</u> 98423-84-23-46100

G LEGAL DESCRIPTION

20' Utility Easement

A tract of land lying in the Southeast Quarter (SE/4) of Section Twenty-three (23), Township Eighteen (18) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, Oklahoma, being more particularly described as follows:

COMMENCING at the Southeast corner of said Southeast Quarter (SE/4) of Section Twenty-three (23); Thence S88°39'19"W along the South line of said SE/4 a distance of 1316.75 feet; Thence N01°19'54"W a distance of 319.53 feet to the POINT OF BEGINNING; Thence continuing N01°19'54"W a distance of 20.02 feet; Thence N86°17'50"E a distance of 49.48 feet; Thence N71°02'26"E a distance of 222.46 feet; Thence S01°15'18"E a distance of 20.99 feet; Thence S71°02'26"W a distance of 218.75 feet; Thence S86°17'50"W a distance of 52.98 feet to the POINT OF BEGINNING.

Containing 5,436.69 Sq. Ft. or 0.125 Acres, more or less.

AND

10' Temporary Construction Easement

A tract of land lying in the Southeast Quarter (SE/4) of Section Twenty-three (23), Township Eighteen (18) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, Oklahoma, being more particularly described as follows:

COMMENCING at the Southeast corner of said Southeast Quarter (SE/4) of Section Twenty-three (23); Thence S88°39'19"W along the South line of said SE/4 a distance of 1316.75 feet; Thence N01°19'54"W a distance of 339.55 feet to the POINT OF BEGINNING; Thence continuing N01°19'54"W a distance of 10.01 feet; Thence N86°17'50"E a distance of 47.72 feet; Thence N71°02'26"E a distance of 224.31 feet; Thence S01°15'18"E a distance of 10.50 feet; Thence S71°02'26"W a distance of 222.46 feet; Thence S86°17'50"W a distance of 49.48 feet to the POINT OF BEGINNING.

Containing 2,719.84 Sq. Ft. or 0.062 Acres, more or less.

Legal Description prepared on January 29, 2026 by Troy Dee, Registered Professional Land Surveyor No. 1745.

I, Troy Dee, herewith state that the above plat is a true and correct representation of a survey made on the ground, under my supervision Witness my signature and surveyors seal this 29 day of January, 2026.



Troy Dee
Troy Dee, PLS #1745
January 29, 2026

Prepared By
GOLDEN
LAND SURVEYING

4131 N.W. 122nd St., Suite 100, Oklahoma City, Oklahoma 73120
C.A.# 7263 / Exp. Date =6/30/2026
Telephone: (405) 849-6010 Email: troy@goldenls.com
Drafted by: JP GLS Job No.: 252462
Plot Date: January 29, 2026

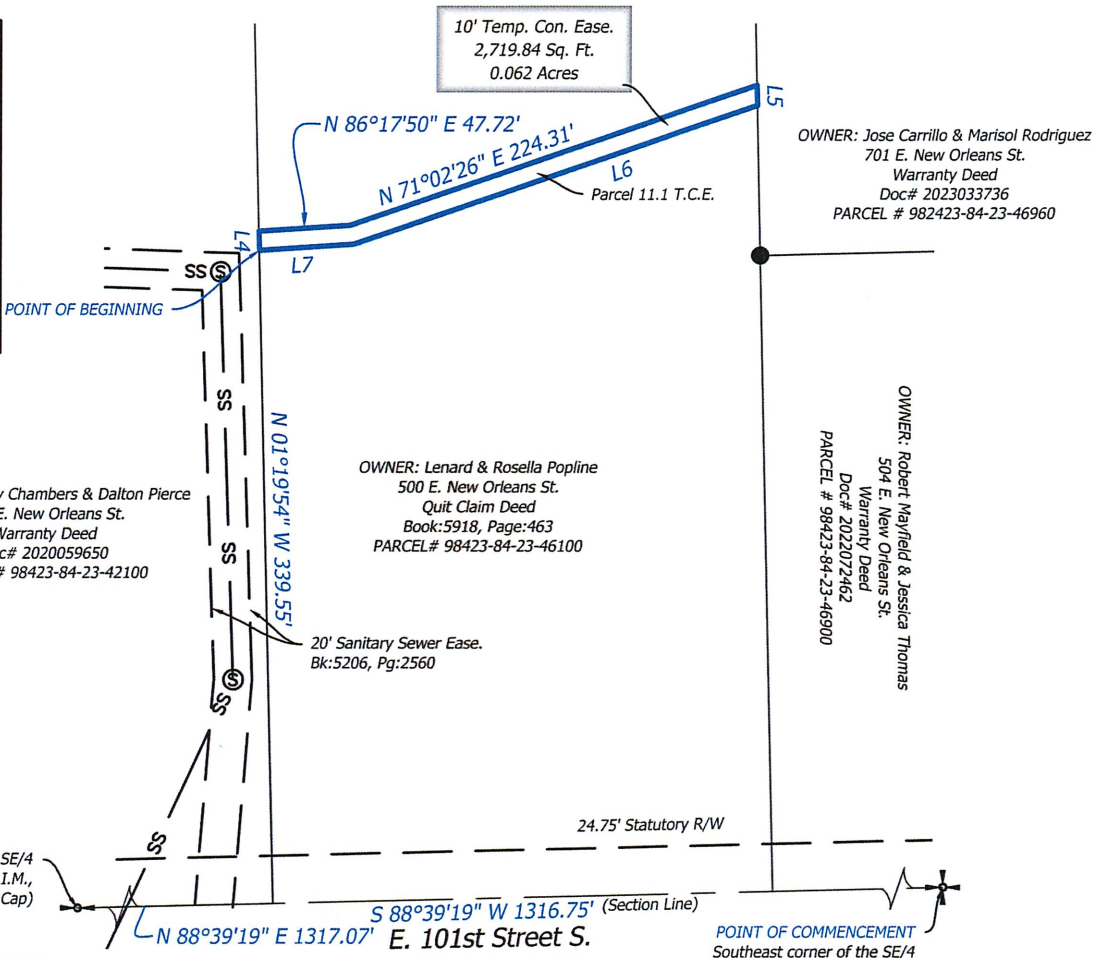
EXHIBIT
of
10' TEMPORARY CONSTRUCTION EASEMENT
EASEMENT PARCEL-11.1 T.C.E.

PARCEL: TEMP. CONST. ESMT.
EASEMENT PARCEL: 11.1 T.C.E.

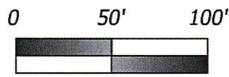
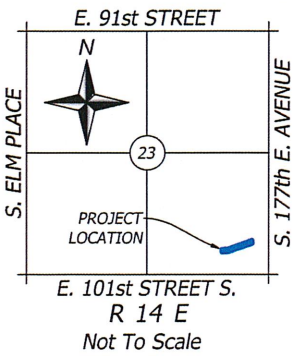
CITY PROJECT NO.
S.26040

OWNER:
LENARD & ROSELLA POPLINE

PARCEL ID:
98423-84-23-46100



Southwest corner of the SE/4
of Sec. 23, T18N-R14E, I.M.,
Found 1" Iron Pin (No Cap)



1" = 100'
U.S. Survey Foot
Basis of Bearing
South Line of the SE/4
South 88° 39' 19" West
Per Oklahoma State Plane
Grid North
Field Date: NOVEMBER 10TH, 2025

LEGEND

- TEMPORARY CONSTRUCTION EASEMENT
- LOT LINE
- EX-EASEMENT LINE
- SECTION LINE

Line #	Direction	Length
L4	N 01°19'54" W	10.01'
L5	S 01°15'18" E	10.50'
L6	S 71°02'26" W	222.46'
L7	S 86°17'50" W	49.48'



Troy Dee
Troy Dee, PLS #1745
January 29, 2026

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