

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, CITY OF BROKEN ARROW, OKLAHOMA, a municipal corporation, and the CITY OF BROKEN ARROW, OKLAHOMA, a municipal corporation, the Owner, 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 utility improvements for the County Line Trunk Sewer Replacement, project # S.1609.

That the Owner agrees 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 30 day of October, 2018.



KAREN L. PAX  
Notary Public  
Wagoner County  
State of Oklahoma  
Commission # 01803514  
Expires: April 11, 2021  
CITY OF BROKEN ARROW, OKLAHOMA  
A municipal Corporation  
Craig Thurmond, Mayor

State of Oklahoma )  
County of Tulsa ) §

Before me, the undersigned, a Notary Public within and for said County and State, on this 30th day of October, 2018, personally appeared Craig Thurmond, Mayor of the City of Broken Arrow, 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.

[Signature]  
Notary Public

Approved as to Form:

[Signature]  
Assistant City Attorney

Approved as to Substance:

Michael L. Spurgeon, City Manager

Attest:

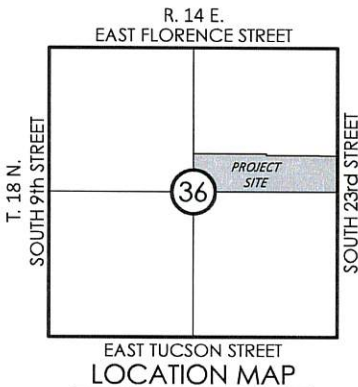
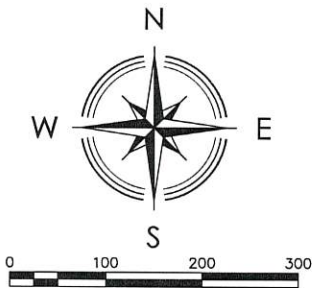
Engineer: [Signature] checked: 10-31-18  
Project: County Line Trunk Sewer Replacement # S.1609, Parcel 14A.1

City Clerk

EXHIBIT "A"  
TEMPORARY CONSTRUCTION EASEMENT

OWNER:  
City of Broken Arrow  
PROPERTY ID:  
98436-84-36-12910  
PROPERTY ADDRESS:  
5420 South 23rd Street

STATEMENT OF BEARINGS:  
Basis of Bearings: Oklahoma State Plane Coordinate System,  
North Zone, 3501, NAD 83 (1993)

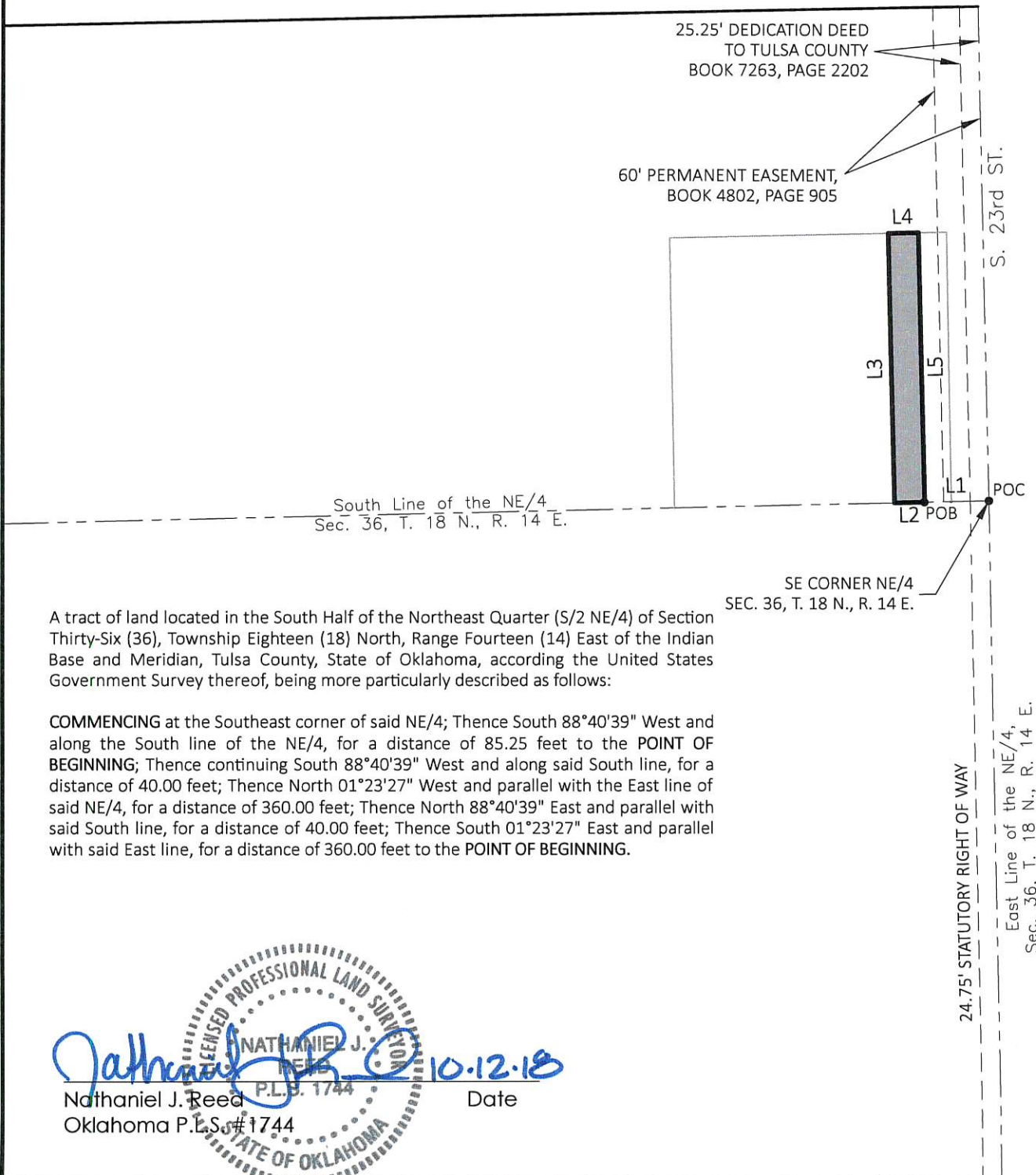


LEGEND

POB POINT OF BEGINNING  
POC POINT OF COMMENCEMENT

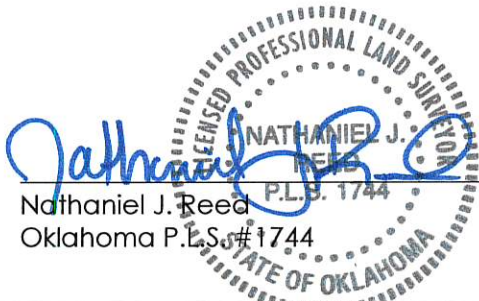
 Permanent Easement  
14,400.01 s.f. or 0.33 acres, more or less

| LINE | BEARING       | DISTANCE |
|------|---------------|----------|
| L1   | S 88°40'39" W | 85.25'   |
| L2   | S 88°40'39" W | 40.00'   |
| L3   | N 01°23'27" W | 360.00'  |
| L4   | N 88°40'39" E | 40.00'   |
| L5   | S 01°23'27" E | 360.00'  |



A tract of land located in the South Half of the Northeast Quarter (S/2 NE/4) of Section Thirty-Six (36), Township Eighteen (18) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma, according the United States Government Survey thereof, being more particularly described as follows:

COMMENCING at the Southeast corner of said NE/4; Thence South 88°40'39" West and along the South line of the NE/4, for a distance of 85.25 feet to the POINT OF BEGINNING; Thence continuing South 88°40'39" West and along said South line, for a distance of 40.00 feet; Thence North 01°23'27" West and parallel with the East line of said NE/4, for a distance of 360.00 feet; Thence North 88°40'39" East and parallel with said South line, for a distance of 40.00 feet; Thence South 01°23'27" East and parallel with said East line, for a distance of 360.00 feet to the POINT OF BEGINNING.

  
Nathaniel J. Reed  
Oklahoma P.L.S. #1744  
Date 10.12.18



**HARDEN & ASSOCIATES**  
SURVEYING AND MAPPING, PC  
5807 South Garnett Road, Suite K, (918) 234-4859 Office  
Tulsa, Oklahoma 74146 (918) 893-5552 Fax  
Certificate of Authorization No. 4656 Expires June 30, 2019

|                            |                     |
|----------------------------|---------------------|
| PARCEL: TEMP CONSTR. ESMT. | PROJECT No.: 161027 |
|                            | DATE: OCTOBER 2018  |
| DRAWING: PARCEL 14A.1      | DRAWN: JLN          |
|                            | SCALE: 1:200'       |
|                            | CHECKED: NJR        |
| REVISION:                  | SHEET NO.: 1 OF 1   |