TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, ROBERT W. AND HENRIETTA A. PYEATT, husband and wife, whose address is 2208 East Seattle Street, 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, 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 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,

| covered by this temporary construction easement are | term hereof and further agree that in the event the premises sold, assigned or conveyed, that the purchaser or granted ary grant and that said sale during said term shall be made |
|--|--|
| IN WITNESS WHEREOF, the parties hereto have cau | used this instrument to be executed thisday of |
| | By: Robert W. Pyeatt |
| | Henrietta A. Pyeatt |
| | |
| State of Oklahoma) County of Jush) State of Oklahoma) | |
| to me known to be the identical person(s) who execute to me that he executed the same as his free and voluntation | W. AND HENRIETTA A. PYEATT, husband and wife, ed the within and foregoing instrument and acknowledged |
| My Commission expires Public P | Notary Public |
| Approved as to Form: | Approved as to Substance: |
| Assistant City Attorney | City Manager |
| All malon la | Attest: |
| Engineer: checked: | City Clerk |

Project: 9th Street widening, Elgin to El Paso, project # ST1210. 10.1

PARCEL 10.1 OWNER: PYEATT, HENRIETTA A. AND ROBERT E. PERPETUAL UTILITY EASEMENT & TEMPORARY CONSTRUCTION EASEMENT LEGAL DESCRIPTION

A TRACT OF LAND THAT IS PART OF LOT FIVE (5), BLOCK TWO (2), LEMON ADDITION, AN 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 NORTHWEST CORNER OF LOT 5, BLOCK 2, LEMON ADDITION; THENCE NORTH 88°46′52" EAST ALONG THE NORTHERLY LINE OF SAID LOT 5 FOR 7.00 FEET TO THE POINT OF BEGINNING OF SAID TRACT OF LAND; THENCE CONTINUING NORTH 88°46′52" EAST ALONG SAID NORTHERLY OF LOT 5 FOR 13.00 FEET; THENCE SOUTH 01°10′07" EAST PARALLEL WITH THE WESTERLY LINE OF SAID LOT 5 FOR 61.97 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID LOT 5; THENCE SOUTH 88°46′52" WEST ALONG SAID SOUTHERLY LINE OF LOT 5 FOR 13.00 FEET; THENCE NORTH 01°10′07" WEST PARALLEL WITH SAID WESTERLY LINE OF LOT 5 FOR 61.97 FEET TO THE POINT OF BEGINNING OF SAID TRACT OF LAND.

THE ABOVE DESCRIBED TRACT OF LAND CONTAINING 806 SQUARE FEET OR 0.018 ACRES, MORE OR LESS.

REAL PROPERTY CERTIFICATION

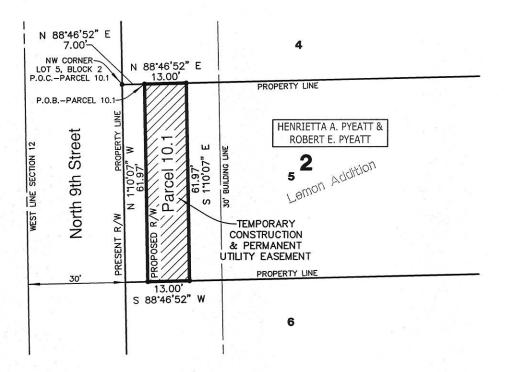
I, DEAN ROBINSON, OF SISEMORE WEISZ & ASSOCIATES, CERTIFY THAT THE ATTACHED LEGAL DESCRIPTION CLOSES IN ACCORD WITH EXISTING RECORDS, IS A TRUE REPRESENTATION OF THE REAL PROPERTY AS DESCRIBED, AND MEETS THE MINIMUM TECHNICAL STANDARDS FOR LAND SURVEYING OF THE STATE OF OKLAHOMA.

SISEMOI BY DE A

9/20/12 DATE DEAN ROBINSON DEAN ROBINSON DE LA PORTE DE LA HOMA C. A. NO. CALAHOMA EXPIRES: 6/00/2

CIATES, INC.

Parcel Map





ARROW VILLAGE SHOPPING CTR. E TISTISTREET SOUTH) ARKANSAS CAR WASH & LUBE-(EAS)T KENOSHA STREET ARROW VILLAGE AVENUE) AVENUE) UNP בטאנט STI TH 193RD EAST A **8 1 EAST** ₹16 PARCEL 10.1-NEW HOPE PRIMITIVE BAPTIST CHURCH NOR TH SOUTH SOUTH HOUSTON STREET (EAST 81ST STREET SOUTH)

TOTAL PROPERTY - 0.225 ACRES
PERMANENT UTILITY ESMT. - 0.018 ACRES
TEMP. CONSTRUCTION ESMT. - 0.018 ACRES

P.O.B. — POINT OF BEGINNING
P.O.C. — POINT OF COMMENCEMENT
R/W — RIGHT—OF—WAY



Sisemore Weisz & Associates, Inc.

SCALE: NOT TO SCALE

6111 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