

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

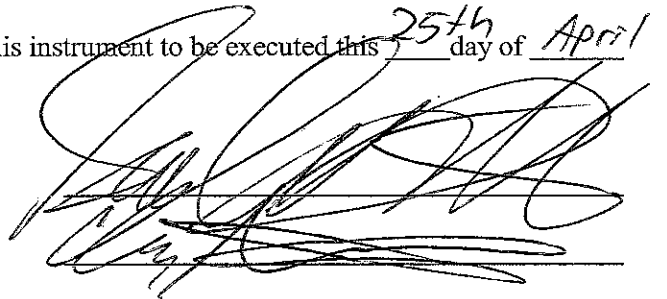
That all undersigned, Sarah M. and Clayton J. Rosencutter, wife and husband; the Owner(s), of the legal and equitable title to the following described real estate situated in Tulsa County, State of Oklahoma, for and in consideration of the sum of One Dollar (\$1.00), cash in hand, paid by the City of 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 EXHIBITS "A" and "B"

for a period of not more than 120 days from the date of 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 a storm drainage system.

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 25th day of April 2017.



State of Oklahoma)
County of Wagoner ss.

Before me, the undersigned, a Notary Public within and for said County and State, on this 25th day of April 2017, personally appeared Sarah & Clayton Rosencutter to me known to be the identical person(s) who executed the within and foregoing instrument as the free and voluntary act and deed of such person for the uses and 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: 12-8-2020

Sandy Brannon
Notary Public

Approved as to Form:
[Signature]
City Attorney

Approved as to Substance:

City Manager

Engineer: [Signature] checked: 04/26/17
Project: Westwind and Charleston II Storm Drainage System



EXHIBIT "B"
SARAH M. AND CLAYTON J. ROSENCUTTER
TEMPORARY CONSTRUCTION EASEMENT

LEGAL DESCRIPTION:

A tract of land in Lot 6, Block 1, of the Westwind Addition to the city of Broken Arrow, State of Oklahoma, and being a part of the N/2 of Section 1, Township 18 North, Range 14 East of the Indian Base and Meridian; State of Oklahoma, according to the U.S. Government survey thereof and being more particularly described as follows:

Beginning at the southeastern most corner of Lot 6, Block 1 of said Westwind Addition to the City of Broken Arrow, Oklahoma, and also being the most westerly corner of Lot 5, Block 1; thence N 42° 09' 34" East for a distance of 129.87 feet; thence N 1° 14' 13" W a distance of 19.52 feet to a point on the south boundary line of a 15 foot utility easement; thence S 88° 45' 47" W for a distance of 15.00 feet along the south boundary line of said 15 foot utility easement; thence S 1° 14' 13" E for a distance of 13.55 feet; thence S 49° 09' 34" W for a distance of 126.10 feet; thence along a curve to the right with a radius of 50.00 feet, a curve length of 15.24 feet and a delta angle of 17° 27' 29" and also having a chord bearing of S 56° 34' 49" E for a chord distance of 15.18 feet, to the Point of Beginning.



CITY OF
BROKEN ARROW
Where opportunity lives

PARCEL: TCE

DATE: 3/10/16

DRAWING: ROSENCUTTER

DRAWN BY: TLT

REV:

SCALE: 1:100

CHK'D BY: JTB