

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, JERRY W. AND KIMBERLY WILKINS, husband and wife, and SILVER STAR INVESTMENTS, L.L.C., a Oklahoma limited liability company, the owners, 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 (60) DAYS 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 9<sup>th</sup> Street and Natchez Drainage Improvements.

That the Owners 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 13, day of June 2018.

  
CAREY C. WARD, MANAGER  
SILVER STAR INVESTMENTS, L.L.C.

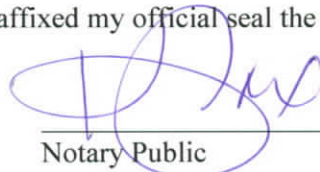
State of Oklahoma       )  
                                      ) §  
County of Tulsa        )

Before me, the undersigned, a Notary Public within and for said County and State, on this day of \_\_, June 2018, personally appeared Carey C. Ward, 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 her 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.



KAREN L. PAX  
Notary Public  
Wagoner County  
State of Oklahoma  
Commission # 01003514  
Expires: April 11, 2021

  
Notary Public

Approved as to Form:

  
Assistant City Attorney

Approved as to Substance:

\_\_\_\_\_  
City Manager

Attest:

Engineer WBC checked: 6-13-18  
Project: Drainage Improvements: 9<sup>th</sup> Street and Natchez

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

Jerry W. Wilkins  
Jerry W. Wilkins

Kimberly Wilkins  
Kimberly Wilkins

State of Oklahoma    )  
County of Dulles    )§

Before me, the undersigned, a Notary Public within and for said County and State, on this \_\_\_\_, day of June, 2018, personally appeared Jerry W. Wilkins, to me known to be the identical person who executed the within and foregoing instrument as the free and voluntary act and deed of such person(s) 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.



**KAREN L. PAX**  
Notary Public  
Wagoner County  
State of Oklahoma  
Commission # 01003514  
Expires: April 11, 2021

[Signature]  
Notary Public

State of Oklahoma    )  
County of Dulles    )§

Before me, the undersigned, a Notary Public within and for said County and State, on this \_\_\_\_, day of June, 2018, personally appeared Kimberly Wilkins, to me known to be the identical person who executed the within and foregoing instrument as the free and voluntary act and deed of such person(s) 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.

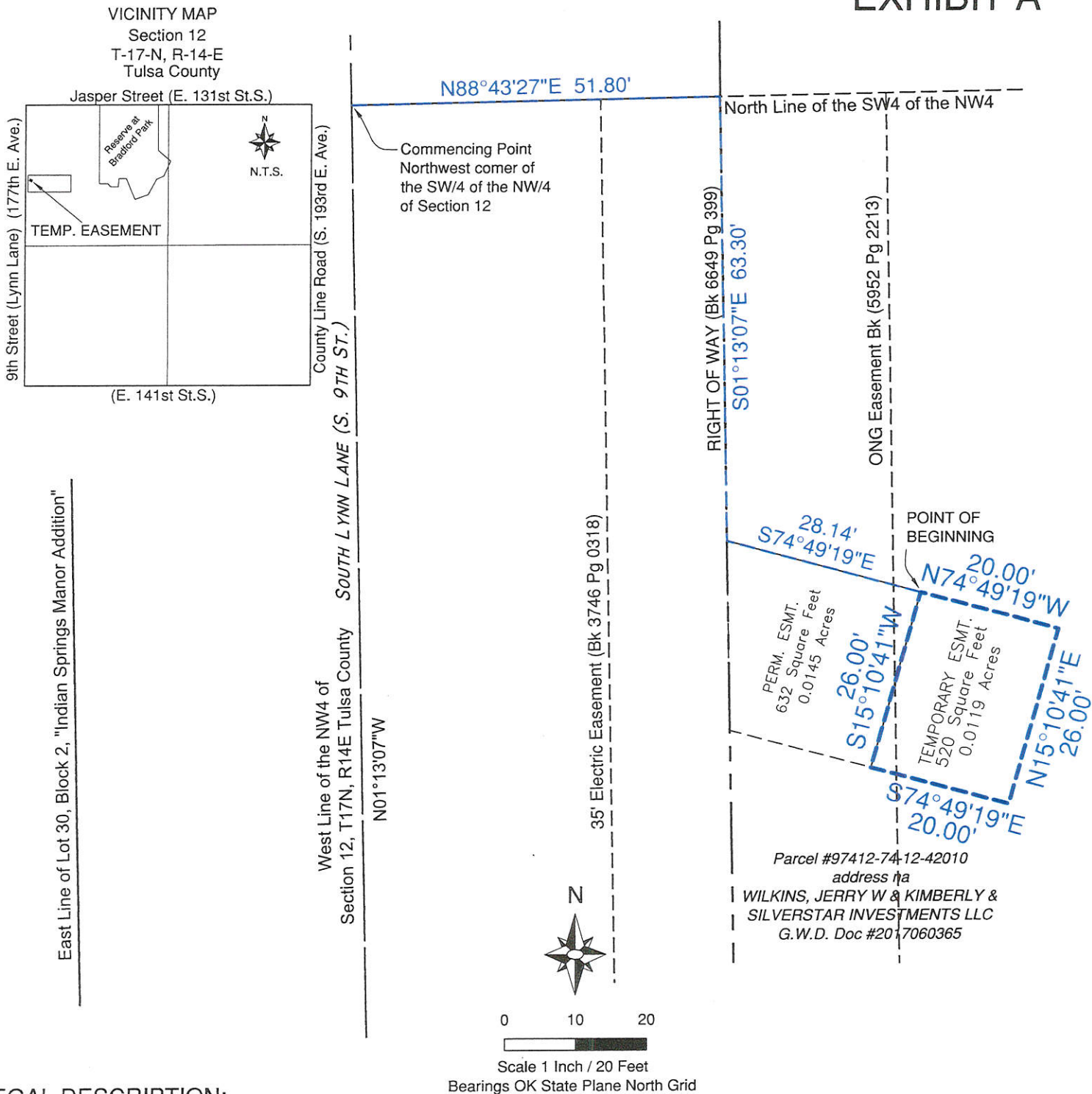


**KAREN L. PAX**  
Notary Public  
Wagoner County  
State of Oklahoma  
Commission # 01003514  
Expires: April 11, 2021

[Signature]  
Notary Public



EXHIBIT A



LEGAL DESCRIPTION:

A TRACT OF LAND THAT IS A PART OF THE NORTH 311 FEET OF THE WEST 840 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW/4 NW/4) OF SECTION TWELVE (12), TOWNSHIP SEVENTEEN (17) NORTH, RANGE FOURTEEN (14) EAST OF THE INDIAN MERIDIAN, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 12; THENCE ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, N88°43'27"E A DISTANCE OF 51.80 FEET; THENCE PARALLEL TO THE WEST LINE OF SAID NORTHWEST QUARTER, S01°13'07"E A DISTANCE OF 63.30 FEET; THENCE S74°49'19"E A DISTANCE OF 28.14 FEET TO THE POINT OF BEGINNING; THENCE FROM THE POINT OF BEGINNING, S15°10'41"W A DISTANCE OF 26.00 FEET; THENCE S74°49'19"E A DISTANCE OF 20.00 FEET; THENCE N15°10'41"W A DISTANCE OF 26.00 FEET; THENCE N74°49'19"W A DISTANCE OF 20.00 TO THE POINT OF BEGINNING.  
HAVING AN AREA OF 520 square FEET OR 0.0119 ACRES.  
BEARINGS BASED ON THE OKLAHOMA STATE PLANE GRID (N3501)

This legal description meets the minimum technical standards for legal descriptions in the State of Oklahoma.  
Prepared by Russell M. Muzika, Oklahoma PLS No. 1603

GEODECA LLC  
P.O. Box 330281,  
Tulsa, Ok. 74133  
918 949 4064  
CA # 5524 exp 6/30/18



PARCEL 1.A	
TEMPORARY EASEMENT	
Area: 520 Sq. Ft. or 0.0119 Acres	
Owner: WILKINS, JW & K & SILVERSTAR INV.	
Address: Unknown	
Revision: 1	Date: June 4 2018