

## TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, SILVER STAR INVESTMENTS, LLC AND JERRY AND KIMBERLY WILKINS, 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 24 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.1609A.

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 5<sup>th</sup> day of November, 2018.

SILVER STAR INVESTMENTS, L.L.C.

By: 

Carey C. Ward, Manager

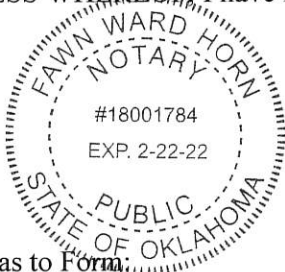
  
Jerry W. Wilkins

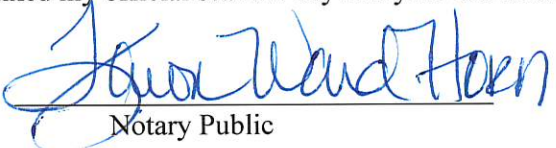
  
Kimberly Wilkins

State of Oklahoma     )  
                                  ) §  
County of Tulsa     )

Before me, the undersigned, a Notary Public within and for said County and State, on this 5<sup>th</sup> day of November, 2018, personally appeared SILVER STAR INVESTMENTS, LLC AND JERRY AND KIMBERLY WILKINS, 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.



  
Notary Public

Approved as to Form:

  
Assistant City Attorney

Approved as to Substance:

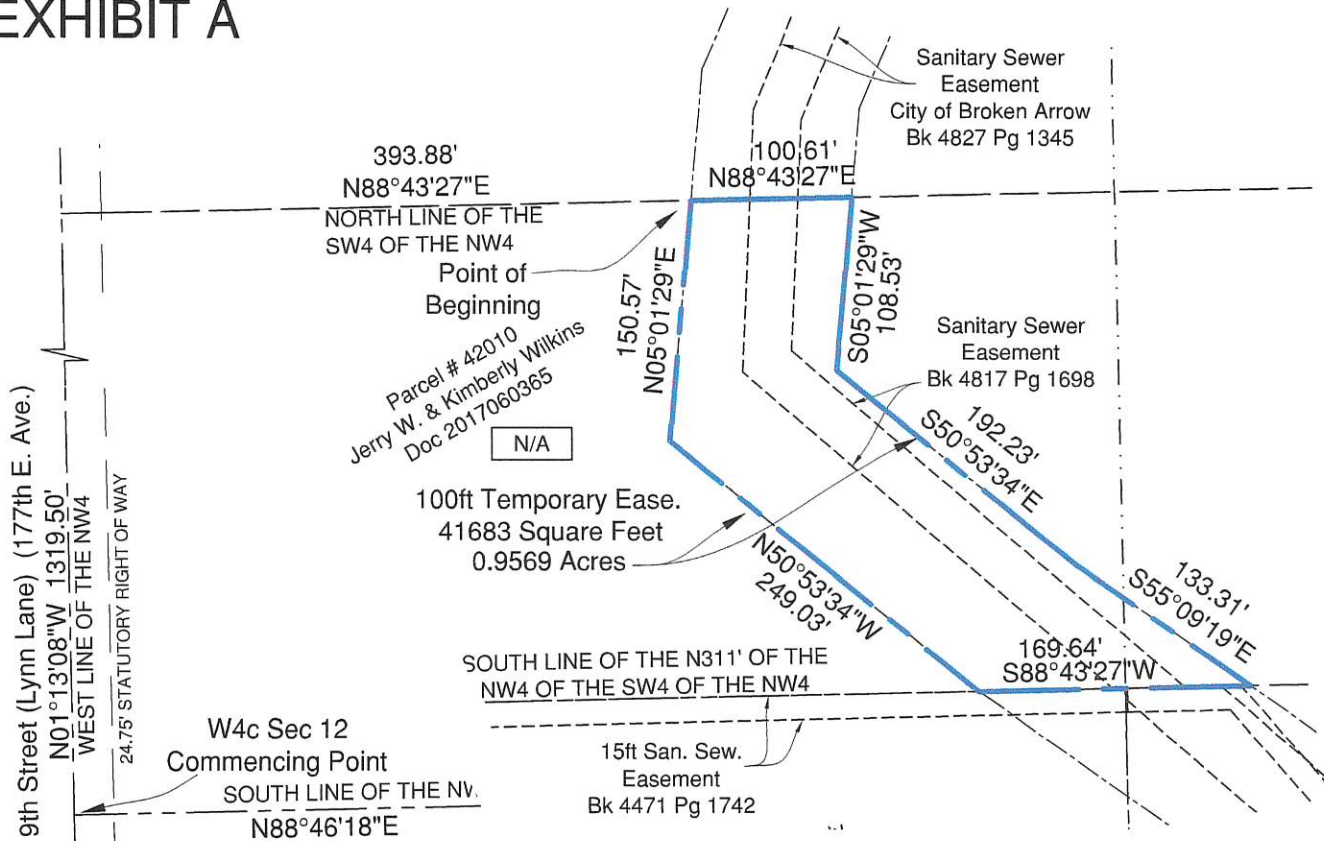
\_\_\_\_\_  
City Manager

Attest:

Engineer: use checked: 11-9-18

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

# EXHIBIT A



## LEGAL DESCRIPTION:

A tract of land that is a part of the Southwest Quarter of the Northwest Quarter (SW4, NW4), of Section Twelve (12), Township Seventeen North (T17N), Range Fourteen East (R14E) of the Indian Meridian, Tulsa County, Oklahoma, more particularly described as follows;  
Commencing from the West Quarter Corner of Section 12; Thence along the West line of the Northwest Quarter of Section 12, N01°13'08"W a distance of 1319.50 feet; Thence along the North line of the Southwest Quarter of the Northwest Quarter of Section 12, N88°43'27"E a distance of 393.88 feet to the Point of Beginning;  
Thence N88°43'27"E a distance of 100.61 feet;  
Thence S05°01'29"W a distance of 108.53 feet;  
Thence S50°53'34"E a distance of 192.23 feet;  
Thence S55°09'19"E a distance of 133.31 feet;  
Thence along the South line of the North 311 feet of the Northwest Quarter of the Southwest Quarter of the Northwest Quarter of Section 12, S88°43'27"W a distance of 169.64 feet;  
Thence N50°53'34"W a distance of 249.03 feet;  
Thence N05°01'29"E a distance of 150.57 feet to the Point of Beginning.

5.A Temp. Ease. Gross area	41683 sq.ft. or 0.9569 acres
Existing Permanent Easement	12476 sq.ft. or 0.2864 acres
5.A Temp. Ease. Net area	29207 sq.ft. or 0.6705 acres

Bearing Based on the Oklahoma State Plane Zone North Grid

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 6/30/20



0 60 120  
Scale 1 Inch / 120 Feet  
Bearings OK State Plane North Grid



PARCEL 5.A	
TEMPORARY EASEMENT	
Net Area: 29207 Sq. Ft. or 0.6705 Acres	
Owner: WILKINS, JERRY W & KIMBERLY	
Address: Unknown	
Revision: 1	Date: October 10 2018