

## TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That all undersigned, WILLIAM J AND KATHRYN F DARNELL, 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 Ten and No/100 Dollars (\$10.00), 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.1609.

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 4th day of April, 2019.


William J Darnell  
WILLIAM J DARNELL

*Kathryn F. Darnell*  
KATHRYN F DARNELL

State of Oklahoma )  
County of Tulsa ) §

Before me, the undersigned, a Notary Public within and for said County and State, on this 14 day of April, 2019, personally appeared WILLIAM J AND KATHRYN F DARNELL, 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:

Michael L. Spurgeon, City Manager

Attest:

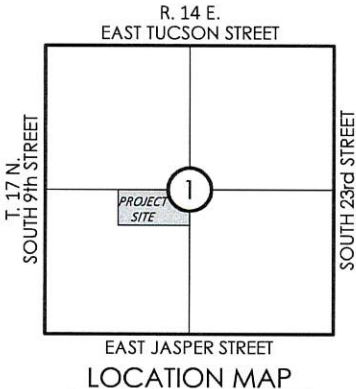
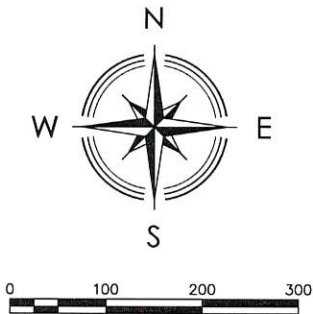
Engineer: AK checked: AK

Project: County Line Trunk Sewer Replacement, project # S.1609, parcel 3.1

City Clerk

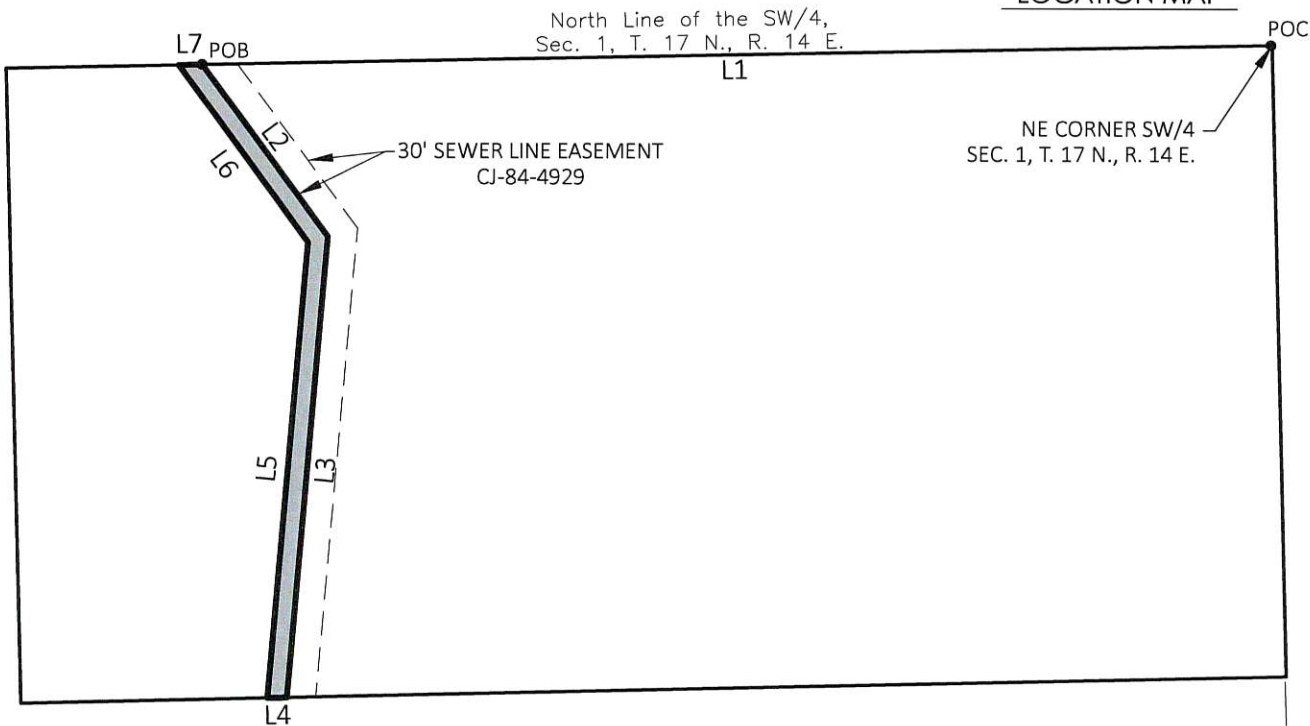
EXHIBIT "A"  
TEMPORARY CONSTRUCTION EASEMENT

OWNER:  
William J. & Kathryn F. Darnell  
PROPERTY ID:  
97401-74-01-34200  
PROPERTY ADDRESS:  
12608 S. 185th E. AVE.  
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  
Temporary Construction Easement  
14,125.46 s.f. or 0.32 acres, more or less

LINE	BEARING	DISTANCE
L1	S 88°49'48" W	1114.07'
L2	S 36°17'36" E	222.46'
L3	S 04°52'58" W	483.23'
L4	S 88°47'30" W	20.11'
L5	N 04°52'58" E	477.85'
L6	N 36°17'36" W	229.01'
L7	N 88°49'48" E	24.45'



A tract of land located in the Northeast Quarter of the Southwest Quarter (NE/4 SW/4) of Section One (1), Township Seventeen (17) 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 Northeast corner of said SW/4; Thence South 88°49'48" West and along the North line of said SW/4, for a distance of 1114.07 feet to the POINT OF BEGINNING; Thence South 36°17'36" East, for a distance of 222.46 feet; Thence South 04°52'58" West, for a distance of 483.23 feet; Thence South 88°47'30" West, for a distance of 20.11 feet; Thence North 04°52'58" East, for a distance of 477.85 feet; Thence North 36°17'36" West, for a distance of 229.01 feet to a point on said North line; Thence North 88°49'48" East and along said North line, for a distance of 24.45 feet to the POINT OF BEGINNING.

East Line of the SW/4,  
Sec. 1, T. 17 N., R. 14 E.

Nathaniel J. Reed  
Oklahoma P.L.S. #1744  
Date 6.1.18

**HARDEN & ASSOCIATES**  
SURVEYING AND MAPPING, PC  
2001 S. 114th E. AVE. (918) 234-4859 Office  
Tulsa, Oklahoma 74128 (918) 437-5551 Fax  
Certificate of Authorization No. 4656 Expires June 30, 2017

PARCEL: TEMP CONSTR. ESMT.	PROJECT No.: 161027
DRAWING: PARCEL 3.1	DATE: MAY 2018
REVISION:	DRAWN: JLN
	SCALE: 1:200'
	CHECKED: NJR
	SHEET NO.: 1 OF 1