

SE/4 S25, T13S, R23E

**TEMPORARY CONSTRUCTION EASEMENT**

For and in consideration of the sum of One Dollar (\$1.00), and other valuable consideration, the receipt of which is hereby acknowledged, **The City of Olathe, Kansas, a municipal corporation**, hereinafter referred to as Grantor, does hereby grant to **WESTAR ENERGY, INC., a Kansas corporation**, hereinafter referred to as Grantee, a temporary construction easement for the reconstruction of electric distribution line over the following described property located in Johnson County, Kansas, to wit:

A tract of land in the Southeast Quarter (SE/4) of Section Twenty-five (25), Township Thirteen (13) South, Range Twenty-three (23) East of the 6<sup>th</sup> P.M., Johnson County, Kansas, as shown in Exhibit "A" attached hereto, and made part of this instrument by reference.

Said temporary construction easement shall be for the period from March 1, 2019 to December 31, 2019, or when construction is complete, whichever comes first.

Grantee shall have the right to trim, remove, eradicate, cut and clear away any trees, limbs, brush and vines ("Woody Vegetation") on said temporary construction easement. All such Woody Vegetation shall be removed by the Grantee unless otherwise agreed to by Grantor.

Grantee shall repair any physical damage to property of Grantor, or pay any substantial damages on account of physical injury to property of Grantor by the construction of said electric distribution line, said damages, if not mutually agreed upon, shall be ascertained by three disinterested persons, one of whom shall be selected by each, Grantor and Grantee, their heirs, successors, or assigns, and the third by the two so selected. The damages determined by such persons, or a majority of them, shall be conclusive as to the facts.

This grant shall be binding upon the heirs, successors and assigns of the undersigned.

This Agreement may be executed in counterparts, each of which shall be deemed to be an original, but all of which, taken together, shall constitute one and the same agreement.

*[Remainder of page intentionally blank, signature pages follow.]*



**EXHIBIT "A"**  
**SHEET 1 OF 2**

**TEMPORARY EASEMENT DESCRIPTION**

A tract of land located in the Southeast Quarter of Section 25, Township 13 South, Range 23 East of the 6th P.M., in Johnson County, Kansas described as follows:

Commencing at the Southeast corner of the Southeast 1/4 of Section 25; thence S87°35'48"W along the South line of said Southeast 1/4 a distance of 279.90 feet; thence N02°24'12"W perpendicular to the last course, a distance of 65.50 feet, to a point on the East property line, also the Point of Beginning; thence S87°35'48"W along the North line of a permanent easement, a distance of 150.00 feet to a point on the West property line; thence N02°09'44"W along said West property line a distance of 10.00 feet; thence N87°35'48"E leaving said West property line a distance of 150.00 feet to a point on said East property line; thence S02°09'44"E along said East property line a distance of 10.00 feet to the POINT OF BEGINNING.

Containing 1,500.00 square feet or 0.034 acres of land more or less



*3-12-2019*



800 EAST 101ST TERRACE, SUITE 200  
KANSAS CITY, MO. 64131  
816-701-3100

PROJECT TITLE **TIMBERLANE TO SOUTHTOWN**

PROJECT NO. **17-074**      DATE **3/12/2019**

DRAWN BY: <b>DEN</b>	CHECKED BY: <b>WEK</b>	APPROVED BY: <b>WEK</b>	COUNTY: <b>JOHNSON</b>
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**17074-JOD008.4(B)-TE  
THE CITY OF OLATHE, KANSAS**

REV.	DESCRIPTION	BY	DATE

Plot Date: 3/12/2019 8:29 AM

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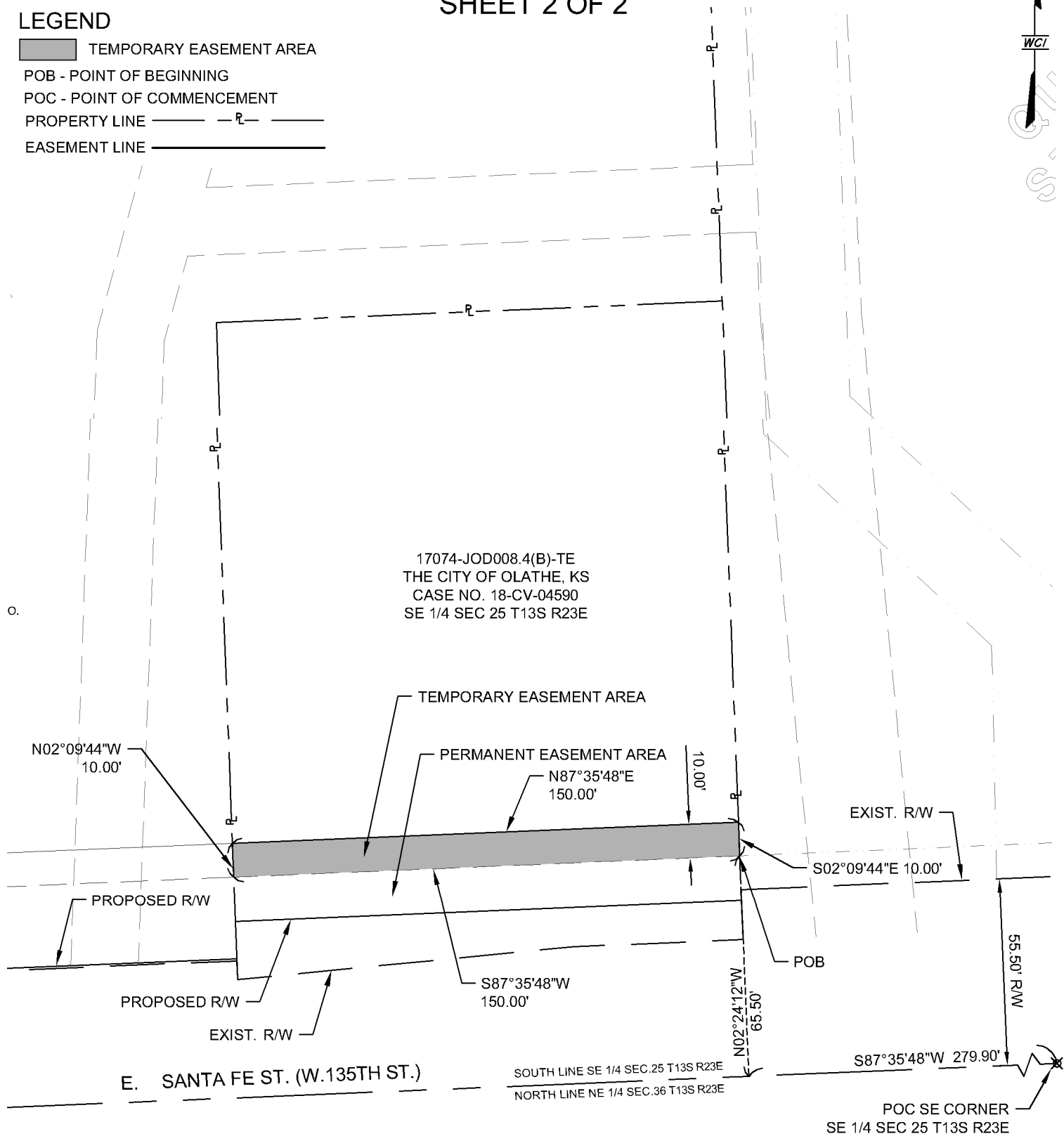
# EXHIBIT "A" SHEET 2 OF 2

## LEGEND

- TEMPORARY EASEMENT AREA
- POB - POINT OF BEGINNING
- POC - POINT OF COMMENCEMENT
- PROPERTY LINE
- EASEMENT LINE

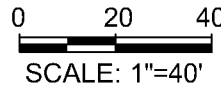


Plot Date: 3/12/2019 9:54 AM By: Netter, David E.



EASEMENT AREA = 0.034 ACRES± (1,500.00 SQ. FT.)

This exhibit does not represent a property boundary survey.  
It is intended for visual purposes only.



**WILSON & COMPANY**  
800 EAST 101ST TERRACE, SUITE 200  
KANSAS CITY, MO. 64131  
816-701-3100

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DRAWN BY: <b>DEN</b>	CHECKED BY: <b>WEK</b>	APPROVED BY: <b>WEK</b>	COUNTY: <b>JOHNSON</b>
REV.	DESCRIPTION	BY	DATE

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