

KDOT Project No.

**TEMPORARY
EASEMENT**

THIS INDENTURE, Made this ____ day of _____, 20____ by and between

_____,
hereinafter referred to as Landowner; and THE CITY OF TOPEKA, a municipal corporation,
hereinafter referred to as City.

WITNESSETH, That Landowner in consideration of One Dollar and no/100 (\$1.00) and other valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto said City, its duly authorized agents, contractors and assigns, a temporary easement over and through the following described real estate in the City of Topeka, County of Shawnee, and State of Kansas, to-wit:

(Signature, date and seal of a Registered Land Surveyor certifies that the following real property legal description is an original description and has been prepared by or under the direct supervision of subscribed Registered Land Surveyor.)

(insert legal description and sign and seal)

It is further understood and agreed that Landowner for above consideration does hereby grant to City, for construction purposes only, the right of but not limited to entry, occupation, sloping, grading, clearing, grubbing, excavation and the storage of materials during the construction of a _____ improvement.

This easement shall expire one year after the project's acceptance for maintenance.

Should one or more of the Landowner(s) be natural persons not joined by their respective spouses, it is conclusively presumed that the land conveyed is not the residence, homestead, or principal business or falls within the footprint of the principal business of such Landowner(s). Should one or more of the Landowner(s) be a legal entity other than a natural person, it shall be conclusively presumed that the person signing on behalf of that entity has been duly and legally authorized to so sign and there shall be no necessity for a seal or attestation.

IN WITNESS WHEREOF, Said Landowner has hereunto set its hand the day and year first above written.

Easement No. _____

For Project No. _____

KDOT Project No.

STATE OF KANSAS, COUNTY OF SHAWNEE, ss.

BE IT REMEMBERED, that on this _____ day of _____, 20____, before me, the undersigned, a notary public in and for the County and State aforesaid, came

_____ who _____ personally known to me to be the same person____ who executed the within instrument of writing, and such person____ duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal, the day and year last above written.

Notary Public

My commission expires: _____