

Amended Temporary Construction Easement

This Amended Temporary Construction Easement (Easement) is entered into this ____ day of **March, 2026**, by and between Alice and Mitchell D. Gates (Owners) and the City of Anthony (City).

WHEREAS,

- A. The Owner owns property at 203 E. Main in the City of Anthony, Harper County, Kansas. The legal description is Lots 13,14, and 15, Block 34 of the Original Town in Anthony Kansas.
- B. The City requires a Temporary Construction Easement across the Owner’s property as described in attached Exhibit A (Property).

NOW, THEREFORE, Owners and the City agree as follows:

- 1. Owner, does hereby grant, convey and warrant unto the City, its successors, assigns, and lessees the right and easement of ingress to and egress from the above-described land together with the right of use of the Property for the purpose of construction of the CCLIP Project #44-39 KA-6909-01, the reconstruction of the intersecting street and sidewalks at Main Street and Anthony Street. Such use shall include the right to locate workers, materials, and equipment upon Property for construction purposes.
- 2. City will pay the total sum of \$1,200.00 (One-Thousand Two-Hundred Dollars and Zero Cents) as total compensation for the Temporary Construction Easement. Payment shall be made within 30 days after Owners sign the Easement.
- 3. This Temporary Easement will cease on **July 30, 2026**.
- 4. City shall restore the surface area to the same condition as existed before the commencement of construction and shall be responsible for any permanent damage caused from City’s use of Property.

APPROVED

OWNER

OWNER

Alice Gates

Mitchell D. Gates

Dated: _____

Dated: _____

CITY OF ANTHONY

Melinda Ewertz, City Clerk/Administrator

Dated: _____

AFFIDAVIT

State of Kansas)SS: County of Harper)

Before me, the undersigned notary public, this day, personally, appeared **Alice Gates** to me known, who being duly sworn according to law, deposes the following:

Subscribed and sworn to before me this _____ day of **March, 2026**.

_____ Notary Public

My Commission Expires: _____

AFFIDAVIT

State of Kansas)SS: County of Harper)

Before me, the undersigned notary public, this day, personally, appeared **Mitchell D. Gates** to me known, who being duly sworn according to law, deposes the following:

Subscribed and sworn to before me this _____ day of **March, 2026**.

_____ Notary Public

My Commission Expires: _____

AFFIDAVIT

State of Kansas)SS: County of Harper)

Before me, the undersigned notary public, this day, personally, appeared **Melinda Ewertz** to me known, who being duly sworn according to law, deposes the following:

Subscribed and sworn to before me this _____ day of **March, 2026**.

_____ Notary Public

My Commission Expires: _____