



**OKLAHOMA DEPARTMENT OF TRANSPORTATION**

**Outdoor Advertising Control**

200 N.E. 21<sup>st</sup> Street  
Oklahoma City, OK 73105-3204  
(405) 521-3005

December 9, 2022

Mark & Sara Poskey  
PO Box 589  
Stroud OK 74079

Certified Mail No.: 9214 8902 7801 8900 0534 46

*No Lease Affidavit – Byers Outdoor Advertising  
Sign Registration No.: 12155, Sign File No.: 3843-01  
GPS: 35.751812, -96.684013*

Dear Mr. & Mrs. Poskey:

We received your affidavit stating that you do not have a valid lease with Byers Outdoor Advertising to maintain a sign on the property for the above registered sign location. However, it appears that Byers Outdoor feels that they do. As you can see from the enclosed copy of response that our office received from Mark Byers, he challenges the affidavit you sent this office.

Therefore, at this time, we feel that this matter has become a dispute between yourself and Byers Outdoor Advertising and will not be cancelling or issuing any new permits for this location until the matter has been resolved in a court of competent jurisdiction. We have enclosed an excerpt from the Oklahoma Administrative Code that substantiates this decision.

I am sorry that we could not assist you at this time, however, if you have any questions, please feel free to contact this office at (405)521-3005.

Respectfully,

Barbara Hoppes  
Transportation Manager  
Outdoor Advertising Control Branch

BH/

Enclosure

cc: Byers Outdoor Advertising (Emailed to: Byersoutdoor@me.com)  
Mark Byers  
3008 S Quaker Ave  
Tulsa OK 74114

*"The mission of the Oklahoma Department of Transportation is to provide a safe, economical, and effective transportation network for the people, commerce and communities of Oklahoma."*

AN EQUAL OPPORTUNITY EMPLOYER

# BYERS OUTDOOR ADVERTISING

M.P.P.

In consideration of \$90.00 or 20% of Revenue per year, payable Monthly by the 15<sup>th</sup> of the month, I, the undersigned as Lessor agree to lease the below described property to Lessee, for the term of 20 year(s), from the time the sign(s) is built, for the purpose of erecting and maintaining an advertising sign(s). This lease shall continue thereafter at the option of the Lessee, from year to year, on the same terms, until termination as of any subsequent anniversary of the effective date by written notice of termination given not less than sixty days prior to such anniversary date by either the Lessor or Lessee. I understand that the advertising sign(s) and related improvements will remain the property of the Lessee.

LOCATION: See attached legend / Hwy 66 west Straub, Ok. 74079

Lessee shall save the Lessor harmless from all damage to persons or property by reason of accidents resulting from negligent acts of its agents or employees, and at its own cost.

Lessee shall maintain its own electrical source and pay its bill accordingly.

This agreement is conditional upon the annual permit(s) being granted and renewed. Should the permit(s) allowing the sign(s) be canceled by a municipality or the state, this lease may be terminated by Lessee with 60 days written notice, being provided to Lessor.

Neither the Lessor nor the Lessee shall be bound by any agreement or representations, expressed or implied, not contained herein. This lease shall be deemed to have been accepted and its terms enforceable only upon the acceptance hereof by the Lessee in the space provided. Following such acceptance, it shall inure to the benefit of and be binding upon the parties hereto and to their respective tenants, heirs, successors, personal representatives, executors, administrators, and assigns.

I represent that I am the owner of the property covered by this lease.

Lessor: Patkey's Auto + Repair LLC  
Mark D. Post

Lessee: Charles Byers  
Byers Outdoor Advertising L.L.C.

Address: 1005 N. Graham Rd.  
Straub, Ok. 74079

Date: 11/12/07

I.D.# 26-0026287

\* No mens clubs