

## GENERAL WARRANTY DEED

THIS INDENTURE is made this 17<sup>th</sup> day of March, 2021, between THE TERRY AND REBECCA CARTER TRUST, party of the first part, and CITY OF BROKEN ARROW, OKLAHOMA, a municipal corporation, party of the second part.

WITNESSETH, That in consideration of the sum of Ten and No/100 Dollars (\$10.00), the receipt of which is hereby acknowledged, said party of the first part does by these presents, grant, bargain, sell and convey unto said party of the second part, its successors and assigns, all of their right, title and interest in and to the all of the following described real estate and premises, and including all right, title and interest in and to the airspace, light and view above the surface of the following described real estate situated in the County of WAGONER, State of Oklahoma, to-wit:

**SEE EXHIBIT "A"**

**EXEMPT FROM DOCUMENTARY STAMPS PURSUANT TO 68 O.S. 3202 (11).**

TO HAVE AND TO HOLD THE SAME, together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining forever.

And said party of the first part, its successors and assigns, does hereby covenant, promise and agree to and with said party of the second part at the delivery of these presents it is lawfully seized in its own right of an absolute and indefeasible estate of inheritance in fee simple, of and in, all and singular the above granted and described premises, with the appurtenances; that the same are free, clear, and discharged of and from all former grants, charges, judgments, taxes, assessments, mortgages and other liens and encumbrances of whatsoever nature, EXCEPT, taxes and assessments not yet due, restrictions, covenants and easements of record, and that party of the first part will WARRANT AND FOREVER DEFEND the same unto the said party of the second part, successors and assigns, against said party of the first part, its successors and assigns, and all and every person or persons whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said party of the first part hereto has caused these presents to be signed in its name the day and year first above written.

TERRY AND REBECCA CARTER TRUST

Return to:  
City of Broken Arrow  
City Clerk  
PO Box 610  
Broken Arrow, OK 74013

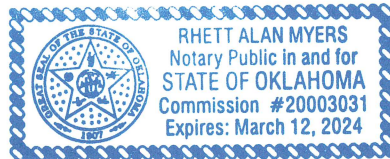
Terry Carter  
Terry Carter, co-Trustee

Rebecca J. Carter  
Rebecca Carter- co-Trustee

[illegible]

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this 17th day of March, 2021, personally appeared Terry and Rebecca Carter, to me known to be the identical person(s) who executed the within and foregoing instrument in writing and acknowledged to me that he (she) executed the same as his (her) free and voluntary act and deed, and as the free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year last written above.



Scott A. Murr  
NOTARY PUBLIC

Approved as to Form:  
CITY of Broken Arrow, Oklahoma,  
A municipal corporation

  
Assistant City Attorney

Approved as to Substance:  
CITY of Broken Arrow, Oklahoma,  
A municipal corporation

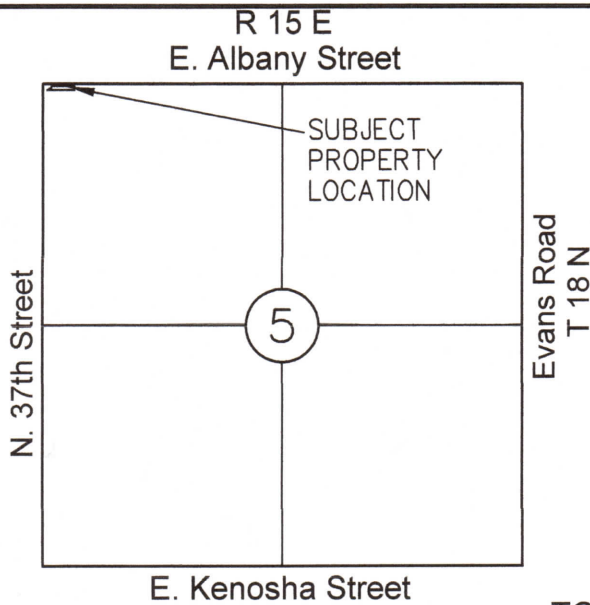
Michael L. Spurgeon, City Manager

Attest:

Engineer: RTG Checked: 3/22/2021  
Project: ST2035, Albany: 23<sup>rd</sup> – 37<sup>th</sup> Street, Parcel 6.0

City Clerk

# EXHIBIT A



JOB: ST2035  
 PARCEL NO.: 6.0  
 COUNTY: Wagoner  
 LEGAL DESCRIPTION: A tract of  
land in NW/4  
Section 5, Township 18 North,  
Range 15 East of the Indian  
Meridian, Wagoner County, State of  
Oklahoma.

SEC 5 T 18 N R 15 E

## TOTAL PROPERTY

BEFORE GROSS	0.00 SF	0.000 ACRES
EXISTING R/W	0.00 SF	0.000 ACRES
PERMANENT R/W	10,913.42 SF	0.251 ACRES
REM IN QTR	0.00 SF	0.000 ACRES
PERMANENT EASEMENT	0.00 SF	0.000 ACRES
TEMP CONST EASEMENT	0.00 SF	0.000 ACRES

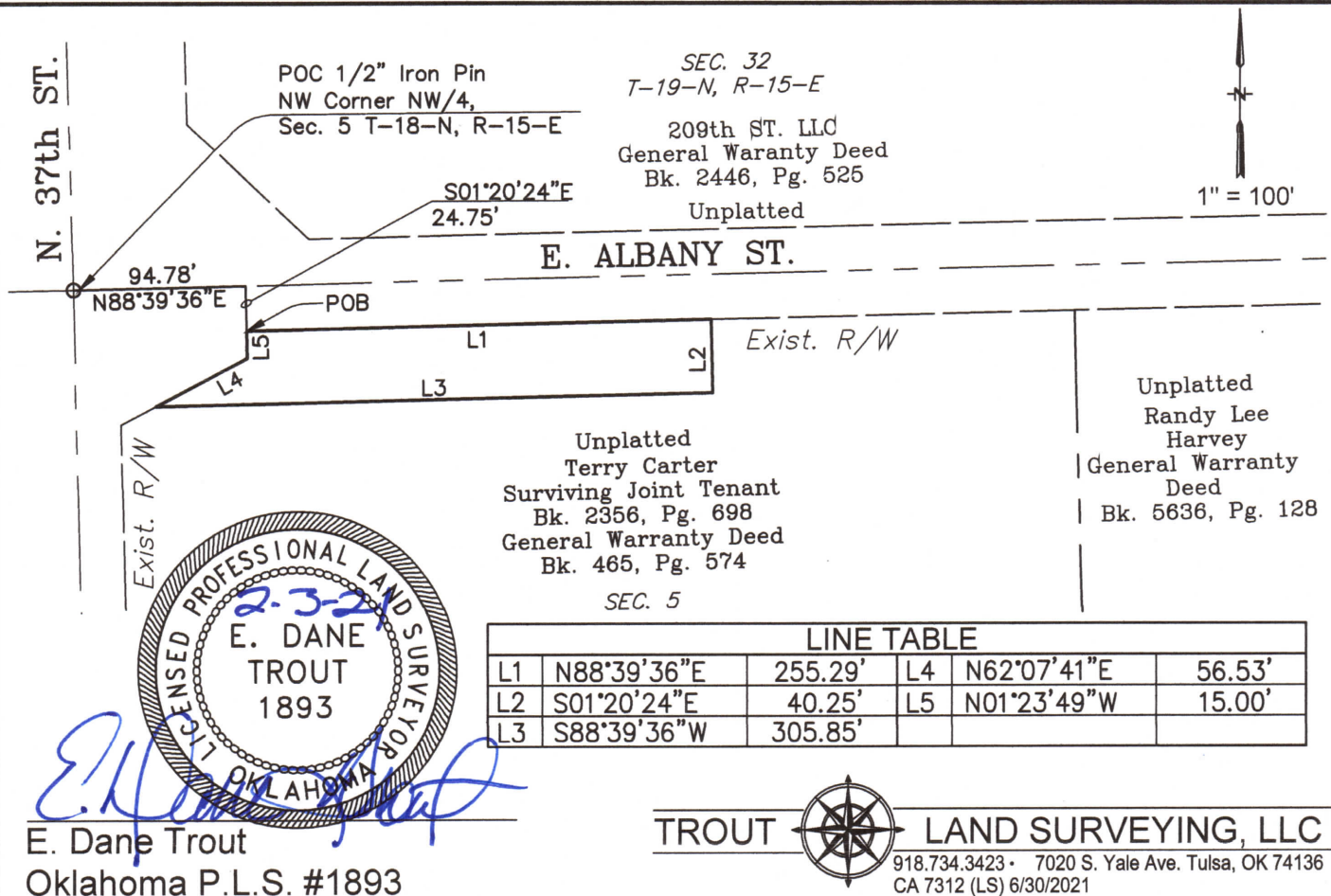


EXHIBIT A  
FEE SIMPLE RIGHT OF WAY  
Parcel No. 6.0  
Wagoner County, Oklahoma

A parcel of land located in the Northwest Quarter (NW/4) of Section Five (5), Township Eighteen (18) North, Range Fifteen (15) East of the Indian Base and Meridian in Wagoner County, State of Oklahoma, according to the U.S. Government Survey thereof, being more particularly described as follows, to-wit:

COMMENCING at the Northwest Corner of the Northwest Quarter (NW/4) of said Section Five (5) thence N88°39'36"E along the North line of said section a distance of 94.78 feet to a point; thence S01°20'24"E a distance of 24.75 feet to the Statutory Right of Way and also the POINT OF BEGINNING

Thence N88°39'36"E along said Statutory Right of Way a distance of 255.29 feet to a point; thence S01°20'24"E a distance of 40.25 feet to a point; thence S88°39'36"W a distance of 305.85 feet to a point on the existing Right of Way line; thence N62°07'41"E a distance of 56.53 feet to a point; thence N01°23'49"W a distance of 15.00 feet to the POINT OF BEGINNING.

Said parcel of land contains 10,913.42 square feet, being 0.251 acres, more or less.

Bearings are Grid North based on the Oklahoma State Plane Coordinate System South Zone NAD83 (2011).

Real Property Certification

I, E. Dane Trout, certify that the attached legal description closes in accord with existing records, and is a true representation of the real property as described, and meets the minimum technical standards for land surveying of the State of Oklahoma.

2-3-21  
Date



E. Dane Trout  
Oklahoma P.L.S. #1893  
Oklahoma CA No. 7312  
Expires 06-30-2021