

ASSIGNMENT OF AGREEMENT

FOR VALUE RECEIVED, the undersigned City of Broken Arrow, Oklahoma, a municipal corporation, ("City") hereby assigns, transfers and sets over to the Broken Arrow Municipal Authority, a public trust, ("BAMA") all rights, title and interest held by the City in and to an Agreement with the Memorial, LLC ("Memorial").

The City warrants and represents that said Agreement is in full force and effect and is fully assignable.

BAMA hereby assumes and agrees to perform all the remaining and executory obligations of the City under the Agreement.


Memorial hereby agrees to the assignment of the Agreement dated July 11, 2013 from City to BAMA.

The City further warrants that, with the agreement of Memorial, it has the full right and authority to transfer said Agreement and that the contract rights herein transferred are free of lien, encumbrance or adverse claim.

This assignment shall be binding upon and inure to the benefit of the parties, their successors and assigns.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers or representatives on the dates set forth below.

Approved as to form:



Assistant City Attorney

City of Broken Arrow, Oklahoma
a Municipal Corporation

By: _____
Michael L. Spurgeon, City Manager

ATTEST:

City Clerk

Broken Arrow Municipal Authority

By: _____
Chairman

ATTEST:

Secretary

Memorial, LLC

By: _____
President or Chairman

Dated: _____